



CITY OF WAUWATOSA
7725 WEST NORTH AVENUE
WAUWATOSA, WI 53213
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COMMON COUNCIL
Regular Meeting, Tuesday, October 18, 2011

PRESENT: Alds. Nikcevich, Organ, Pantuso, Roznowski, Walsh, Wilke, Wilson, Berdan,
Birschel, Causier, Donegan, Ewerdt, Hanson, Jay, McBride -15

EXCUSED: Ald. Meaux

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

Mayor Didier in the Chair

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

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. -15

APPOINTMENTS BY THE MAYOR

Civil Service Commission

Peggy Niemer, 7424 Kenwood Avenue, term ends 4/30/15

Foregoing appointment ordered held as this was the
first reading.

Community Development Authority

Susan Eick, 2417 N. 96th Street, term ends 9/30/12
Jennifer Wakefield, 1848 N. 84th Street, term ends 9/30/12
Carol Maria, 2545 N. 100th Street, term ends 9/30/13
Scott Busch, 2408 N. 86th Street, term ends 9/30/14
Jason Kohout, 9995 W. North Avenue, term ends 9/30/15

Ald. Michael Walsh, 2560 N. 63rd Street, and Ald. Craig Wilson, 4172 Menomonee River Parkway,
terms concurrent with terms on the Council

Community Development Block Grant Board

Ellyn Steinke, 2737 N. 117th Place

It was moved by Ald. Birschel, seconded by Ald. Causier
to concur with the foregoing appointments. -15

APPLICATIONS, COMMUNICATIONS, ETC.

1. Wauwatosa Water Utility Statement of Receipts and Disbursements for the period ending Sept. 30, 2011
Place on file
2. Memo from the Police Department acknowledging and accepting various donations from a number of citizens all to be used for future K-9 unit expenditures
Place on file
3. City of Wauwatosa Financial Reports for the period ending September 30, 2011
Place on file
4. Email from Suzie Moylan, 613 N. 70th Street, in opposition to the proposed Alterra Coffee shop on N. 68th and Wells Streets
Add to existing file
5. Email from Steve and Diana Wallner, 822 N. 67th Street, expressing concerns regarding the proposed Alterra Coffee Shop on N. 68th and Wells Streets
Add to existing file
6. Email from Carl R. Peterson, 7003 W. Wells Street, in support of the proposed Alterra Café at 6745 W. Wells Street
Add to existing file
7. Notice of Claim: Mary Neuberger, 930 N. 115th Street
City Attorney

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-155

WHEREAS Alice Van Slett, Therapeutic Body Care, and Larry Ruka, Ruka Family LLC, have applied for a Conditional Use in the AA Business District at 10520 W. Blue Mound Road to operate a massage therapy establishment, 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 Alice Van Slett, Therapeutic Body Care, and Larry Ruka, Ruka Family LLC, to operate a massage therapy establishment in the AA Business District at 10522 W. Blue Mound Road subject to the following:

- 1) Hours of operation 9:00 a.m. to 7:00 p.m. daily; and
- 2) Obtaining all necessary licenses and permits.

It was moved by Ald. Organ, seconded by Ald. Wilke
to approve the foregoing resolution. -15

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-156

WHEREAS, Sean Phelan, Phelan Development, and William Ibach, Hyde Park, LLC, has submitted a preliminary plan for an amendment to a Business Planned Development for a coffee shop with outdoor seating at 6745 W. Wells Street; and

WHEREAS, these preliminary plans have been reviewed and recommended by the City Plan Commission and the Committee on Community Development; and

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin hereby approves the preliminary plans for an amendment to a Business Planned Development for a coffee shop with outdoor seating submitted by Sean Phelan, Phelan Development, and William Ibach, Hyde Park LLC, based upon the plans submitted to the City and the public hearings conducted on this matter and subject to the following conditions:

- 1) plans showing adequate sewer capacity, environmental remediation, and storm water management subject to approval by the City Engineer; and
- 2) parking lot and traffic circulation plans, including traffic impact, subject to approval by the City Engineer; and
- 3) final design of fencing along the south and east sides of the property; and
- 4) final building plans designating design and materials subject to approval by the City Design Review Board; and
- 5) obtaining all other applicable licenses and permits.

It was moved by Ald. Organ, seconded by Ald. Wilke to approve the foregoing resolution. Ayes 14, Noes 1 (Nikceovich)

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-157

WHEREAS, the Village of Wauwatosa Business Improvement District submitted to the Committee on Budget & Finance its 2012 budget and work plan; and

WHEREAS, Committee members and representatives of the BID Board agreed that the budget and work plan are accurate and do reflect the intentions of the entire BID Board;

NOW, THEREFORE, BE IT RESOLVED THAT the 2012 budget and work plan for the Village of Wauwatosa Business Improvement District as provided to the Committee on Budget & Finance on October 11, 2011, are hereby approved and, upon completion of the tax roll, assessments shall be included on the property tax bills of affected properties in a manner consistent with those documents.

It was moved by Ald. Walsh, seconded by Ald. Causier to approve the foregoing resolution. -15

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 10/5/11 – 10/18/11 --

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 10/5/11 – 10/18/11: \$2,823,275.63

It was moved by Ald. Hanson, seconded by Ald. Walsh
that each and every account of bills and claims be allowed
and ordered paid. Roll call vote, Ayes 14, Present 1 (Donegan)

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-11-158

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT permission be and the same is hereby granted to Sean Phelan, 6745 W. Wells Street, Wauwatosa, WI, to encroach onto City right-of-way with outdoor seating and bicycle parking at Alterra Café, subject to the applicant 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 and coordination with the engineering department regarding any modifications necessary to promote traffic safety.

It was moved by Ald. Hanson, seconded by Ald. Birschel
to approve the foregoing resolution. -15

There being no further business, the meeting adjourned at 7:43 p.m.

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Carla A. Ledesma, CMC
Carla A. Ledesma, CMC, City Clerk