



CITY OF WAUWATOSA
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COMMON COUNCIL
Regular Meeting, Tuesday, December 20, 2011

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

EXCUSED: Alds. McBride and Meaux

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. Enders, Economic Development Director/Interim Community Development Director; Ms. Aldana, Asst. City Atty./HR Director; Mr. Wehrley, City Engineer; 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. Organ, seconded by Ald. Hanson that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. -14

ELECTION WORKER APPOINTMENTS

The following individuals were submitted for confirmation as regular poll workers for the 2012-2013 term:

Rodney Van Bibber, 2460 N. Pasadena Blvd.
Margaret (Peg) Broker, 6707 Revere Avenue
Mary Norman, 2150 N. 71st Street
Norman Jensen, 6550 Hillcrest Drive
Sue Jensen, 6550 Hillcrest Drive

Camille Stamas, 2269 N. 73rd Street
Guy Mascari, 6619 W. Lloyd Street
Lillian Alberts, 2225 N. 64th Street
Jacqueline Ward, 2134 N. 71st Street
Vicky Ostry, 1409 N. 64th Street

Deb Fisher, 1403 N. 64th Street
Gene Erl, 6449 Upper Parkway North
Jeannette Van Dorn, 6314 Upper Pkwy. North

Michael Nowotny, 1350A N. 64th Street
Lucille Liebner, 8125 Aberdeen Court

Judy Persin, 2000 Forest Street
Patricia Mundy, 2225 N. 103rd Street
Betsy Caron, 1761 Church Street
Charles Cooney, 2120 N. 83rd Street
Nancy Cooney, 2120 N. 83rd Street

Sonja Cox, 2123 N. 107th Street
Mary Foley, 2205 N. 102nd Street
Dennis Hipenbecker, 12220 Ripley Ave.
Lois Yanny, 8008 Hillcrest Drive
Larry Decker, 8415 Kenyon Avenue

Tony Ostry, 1409 N. 64th Street
Dan Petrie, 8122 Portland Avenue
Betty Kottke, 2155 N. 83rd Street
Barbara Bergquist, 8023 Red Arrow Court
Terese Shinnars, 803 Glenview Avenue

Joanne Pitterle, 513 N. 106th Street
Patricia D'Amore, 8720 Glencoe Circle
Marv Krull, 8027 Woodland Avenue
Lawrence Lauer, 550 Elmspring Avenue
Jean Malinowski, 8643 Glencoe Circle

Rosemary Wold, 9324 W. North Avenue #1
Helen Davison, 10426 W. Michigan Street
Marlene Brener, 10331 W. Wisconsin Ave.
Karen Albers, 2122 N. 107th Street
Patricia Rickert, 510 N. 111th Street

Barb Wittenburg, 618 N. 62nd Street
Trent Jay, 11624 W. Mt. Vernon Avenue
Beverly Schemberger, 8588 W. Hawthorne
Peggy Neary-Frattura, 826 N. 115th Street
Beatrice Lex, 6030 W. Wells Street

Howard Baszynski, 8205 Chestnut Street
Peter Russo, 1421 N. 70th Street
Hugh Janasiak, 11907 W. Diane Drive
Rowena Radtke, 2336 N. 84th Street
Eva Moe, 5917 W. Wells Street (13)

Marie Dobrinska, 7004 W. Wells Street
Joseph Musto, 7015 W. Wells Street
Jill Gaertner, 6829 Terrace Court
John Schlevensky, 406 N. 70th Street
Nancy Zabriske, 1404 N. 121st Street

Rita Musto, 7015 W. Wells Street
Dixie Szohr, 951 N. 70th Street
Jeanette Laabs, 5805 W. Wisconsin Ave.
Judy Lueck, 8817 W. Hawthorne Avenue
Garry Kennedy, 2266 N. Lefebber Avenue

Janet Keller, 2423 N. 68th Street
Cynthia Wasrud, 2540 N. 71st Street
David Cadrette, 7808 W. Wright Street
Kathy Best, 2449 Lefebber Avenue
Sarah Anderson, 2557 N. 69th Street

Marilynn Pyron, 2551 N. 65th Street
Phyllis Aguilar, 4471 N. 108th Street
Arlene Knight, 7837 Livingston Avenue
Philip Brich, Jr., 624 N. 63rd Street

Nancy Hall, 6222 W. North Avenue

Janet Templeman, 2341 N. 72nd Street
Karen Wenzel, 2230 Crestview Court
LeRoy Hass, 8325 W. Wisconsin Ave.
John Bleakley, 4121 N. 97th Street
Yvonne Bleakley, 4121 N. 97th Street

Lynn Dziadulewicz, 9556 Beverly Place
S. Donald Stoldt, 2565 N. 88th Street
Gregory Fritsch, 2404 N. 88th Street
Karen Benz, 1060 N. 123rd Street (26)
Sallyann Kabacinski, 12106 W. Blue Mound Road
Helen Jaeger, 9995 W. North Avenue
Tom Persin, 2000 N. Forest Street
Lois Schaefer, 2516 N. 86th Street

Beverly Schwabe, 9416 Beverly Place
Christopher Turner, 2004 Church Street
Joe Heder, 2641 N. 117th Street
Dean Marlowe, 1409 N. 116th Street
Patricia Scholtka, 8000 Warren Avenue

John Kastl, 2112 Crestview Court
Erik Ulvog, 8421 W. Hawthorne
Bruce Peterson, 3134 N. 105th Street
Cornelia Hawkins, 8449 Ravenswood Circle
Sallie Peterson, 3134 N. 105th Street

Pat Behling, 1652 N. 118th Street
Jerry Behling, 1052 N. 118th Street
Sharon Pscheid, 7622 W. Wisconsin Avenue
Roger Laesch, 4503 N. 106th Street
Winston Brown, 8503 Stickney Avenue

Heidi Vulgaris, 10721 W. York Place
Dolores Gluth, 10720 W. York Place
Nancy Kohnert, 4276 N. Glenway Street
Gerald Powers, 4126 N. 97th Street
Lynn Leider, 4472 N. 110th Street

Susan Vandertie, 1010 N. 122nd Street
Marleen Christiansen, 2368 N. 120th Street
Lucille Dallmann, 4144 N. 96th Street
Drew Zoellek-Werner, 8135 W. Portland Ave.
Nancy Wellenstein, 4120 N. 97 Street

Mary Dineen, 12250 W. North Avenue
Robert Christiansen, 2368 N. 120th Street
Bill Shaffer, 12224 Elmhurst Pkwy.

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

PUBLIC HEARING

The first item of business was a public hearing to consider an amendment to Chapter 24.54 of the Zoning Code pertaining to the Design Review ordinance.

Proof of publication is in the file.

In a meeting held on November 7, 2011, the City Plan Commission recommended approval of the proposed ordinance.

No one of the public present wished to be heard in favor of the proposed ordinance.

No one of the public present wished to be heard in opposition to the proposed ordinance.

No one of the public present wished to be heard either for or against the proposed ordinance or had any comments or questions.

The public hearing was declared closed. Ordered held to the next Community Development Committee meeting on January 10, 2012.

OLD BUSINESS

Held from the last meeting was the matter of the streets proposed for improvement in 2012.

RESOLUTION R-11-210

WHEREAS, the Common Council of the City of Wauwatosa, Wisconsin, held a public hearing at the Council Chambers in the City Hall at 7:30 p.m. Local Time, on the 6th day of December, 2011 for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Board of Public Works on the proposed improvement by repaving of the following streets. Sidewalk replacement cost, on those streets so indicated, is included in the assessment rate for the paving work.

<u>Street & Location</u>	<u>Ald. Dist.</u>	<u>Exist & (Prop.) Width</u>	<u>Pavement Construction Type</u>	<u>Assessed Sidewalk Work</u>
90 th Street (Menomonee River Pkwy. to North Ave.)	2	30'	A-Conc	Yes
101 st Street (Ruby Ave. to Courtland Ave.)	8	30'	C-Asph	No
Capitol Drive (Mayfair Rd. to West City Limit)	8	26'-28'-36'	C-Asph	Yes
Mayfair Road (Walnut Rd. to Burleigh St.)	6, 7	36'-28'-36'	C-Asph	Yes
Park Drive (Center St. to Locust St.)	6, 7	30'	C-Asph	No

Original Construction: New (Conc.) or (Asph.) Grading, placing new concrete curb and gutter, and concrete or asphalt pavement surface (as indicated) on a new stone or asphalt base.

Reconstruction: Type “A” (Asph.) or (Conc.) Completely removing existing curb and gutter and existing pavement, placing new concrete curb and gutter (excluding alleys), and asphalt or concrete pavement surface on a new base.

The above repaving type also includes placing necessary water and sewer service pipes and storm sewer and appurtenances; relaying sanitary sewer and storm sewer as required; relocating existing street lighting system where necessary; constructing new concrete driveway approaches and replacing concrete sidewalks which are disturbed by other construction, which are defective, or which have a hazard potential.

Repaving: Type “B” (Asph.) Completely removing existing curb and gutter, milling the existing asphalt pavement as required, and placing new concrete curb and gutter and asphalt pavement surface on the existing road base.

The above repaving type also includes placing necessary water and sewer service pipes and storm sewer and appurtenances; relaying sanitary sewer and storm sewer as required; relocating existing street lighting system where necessary; constructing new concrete driveway approaches and replacing concrete sidewalks which are disturbed by other construction, which are defective, or which have a hazard potential.

Repaving: Type “C” (Asph.) Milling the existing pavement as required, repairing curbs (and abutting approaches and sidewalks where necessary), and surfacing with asphalt pavement. Also included is the placing of necessary water and sewer service pipes and storm sewer and appurtenances, and relaying sanitary sewer and storm sewer as required.
and has heard all persons desiring audience at such hearing;

NOW, THEREFORE, BE IT RESOLVED, By the Common Council of the City of Wauwatosa, Wisconsin as follows:

Section 1. That the report of the Board of Public Works in connection with the construction of the above-described permanent public improvement, including preliminary plans and specifications therefore, is hereby adopted and approved.

Section 2. That the Board of Public Works is directed to carry out the work of such permanent improvement in accordance with the report of the Board of Public Works.

Section 3. That payment for said permanent improvement be made by assessing the cost to the property improved as indicated in said report.

Section 4. That the assessments shown on the report, are true and correct and are hereby confirmed.

Section 5. That the owners of the respective parcels of land fronting or abutting the street improvements, on which a public hearing has been held and preliminary assessments have been confirmed, shall have payment of the special assessments scheduled as follows:

(a) Each special assessment and special charge, pursuant to Section 66.0627 of the Wisconsin Statutes, levied in an amount of \$200 or less against any parcel of land in the City of Wauwatosa shall be entered in the tax rolls in one installment.

(b) All assessments will be collected in installments as provided below, except such assessments on property where the owner of the same shall file with the City Clerk within 30 days from date of billing, a written notice that he elects to pay the special assessment on his property to the City Treasurer on or before the next succeeding November 1, unless the election is revoked in writing 30 days prior to November 1. If, after making such election, said property owner fails to make the payment to the City Treasurer, the City Clerk shall place the entire assessment, and applicable interest, on the next succeeding tax roll.

(c) Each special assessment for improvements levied in an amount exceeding \$200 against any parcel of land in the City of Wauwatosa shall be entered in the tax rolls in five equal annual installments of principal together with interest at the rate of twelve percent (12%) per year or the percentage rounded out to the next highest whole percentage number above the interest rate paid by the City for the sale of corporate purpose bonds, which include the project which is the subject of the special assessment, whichever figure is less, on the unpaid balance of said assessment. Individual assessments shall run concurrently except as provided under Section 3.08.040 of the City Code.

(d) Each special assessment levied against any parcel of land in the City of Wauwatosa for the installation of sanitary sewer main or water main or construction of permanent street pavement shall not be entered in the tax roll until all installments of special assessments for sanitary sewer or water main or construction of permanent street pavement levied previously against the same parcel of land have been entered into the tax rolls and have been paid. Such subsequent special assessment shall be deferred and only interest at the rate of twelve percent (12%) per year, or the percentage rounded out to the next highest whole percentage number above the interest rate paid by the City for the issuance of General Obligation Debt, which include the project which is the subject of the special assessment, whichever figure is less, on such subsequent special assessment shall be carried into the tax rolls in addition to the scheduled installments of such prior assessments. After the last installment of such prior special assessment has been entered in the tax rolls, installments of the subsequent special assessment shall, beginning with the next subsequent tax roll, be entered in the tax rolls pursuant to Section 3.08.030 of the City Code.

(e) Whenever special assessments are levied against the frontage and side of a corner parcel of land in the City of Wauwatosa for the installation of sanitary sewers or water mains or construction of permanent pavements arising out of the same public works project, such special assessments levied against a corner parcel of land shall be deemed to be two separate special assessments, and the special assessment levied against the frontage of the corner parcel of land shall first be scheduled on the tax rolls for payment as provided in Section 3.08.030 of the City Code and the special assessment levied against the side of the corner parcel of land shall be scheduled on the tax rolls pursuant to (c) above, following such scheduling of the special assessment levied against the frontage of the corner parcel of land.

(f) Notwithstanding the provisions of (c) and (d) above, any owners of parcels of land assessed may at their option elect to pay both the scheduled installments of prior assessments as well as scheduled installments of subsequent special assessments on the same tax rolls as entered on those tax rolls pursuant to Section 3.08.030 of the City Code.

(g) If, after special assessments have been placed on the tax rolls in installments or otherwise, the taxpayer fails to pay the same within the time allowed for payment of general taxes, the same shall become delinquent and shall be treated in the same manner and subject to the same laws as delinquent general property taxes.

Section 6. The properties against which the assessments are proposed are benefited. Such benefits may include, but are not necessarily limited to, enhancement of value or marketability, improved drainage, improved pedestrian safety (walks), improved vehicular access, improved skid resistance and cross sectional elements.

Section 7. The City Clerk is directed to publish this resolution in the Wauwatosa Now, official paper of the City of Wauwatosa.

Section 8. The City Clerk is further directed to mail a copy of this resolution to every property owner within the limits of the assessment district whose name appears on the assessment roll and whose post office address is known, or can with reasonable diligence be ascertained.

It was moved by Ald. Birschel, seconded by Ald. Donegan to approve the foregoing resolution. -14

APPOINTMENTS BY THE MAYOR

Design Review Board A (approval):

Term ending 12/31/2012

Christine Westfall, 6171 Washington Circle

Terms ending 12/31/2013

Mike Stanislaus, 2629 N. 67th Street

Steve Pape, 7030 Maple Terrace

Design Review Board B (approval):

Terms ending 12/31/2012

Gilbert Garcia, 10109 W. Nash

Robert Sebastian, 2431 N. 115th Street

Traci Elliott, 2431 N. Pasadena Blvd.

Historic Preservation Commission (approval):

Terms ending 11/30/2014

Janel Ruzicka, 2127 N. 74th Street

Brian Faltinson, 2209 N. 62nd Street

Gene Guzkowski, 1035 Laurel Court

Charlie Mitchell, 7525 Oakhill Avenue

Economic Devel. Advisory Comm (approval):

Term Ending 8/31/2014

Dan Druml, 2450 Swan Blvd.

Design Review Board C (approval):

Terms ending 12/31/2012

Dennis Scherr, 2380 N. 100th Street

Tom DiSalvo, 2234 N. 115th Street

Fouad Saab, 1630 Church Street

Tom Olejniczak, 1752 N. 83rd Street

Terms ending 12/31/2013

Michael Schlitz, 7425 Watson Avenue

Gary Woodward, 6934 Cedar Street

Edward Haydin, III, 2568 N. 71st Street

Lauren Hanaman, 413 N. 68th Street

Civil Service Commission (approval):

Term ending 9/30/2014

Gary Reusch, 6208 W. Washington Blvd.

Board of Building and Fire Code Appeals (approval):

Terms ending 5/30/2014

J. Travers Price, 8626 Jackson Park Blvd.

Charles Millman, 2250 N. 72nd Street

It was moved by Ald. Jay, seconded by Ald. Walsh to concur with the foregoing appointments. -14

APPLICATIONS, COMMUNICATIONS, ETC.

1. Financial Statements for the period ending October 31, 2011
Place on file
2. Wauwatosa Water Utility Statement of Receipts and Disbursements for the period ending November 30, 2011
Place on file
3. Donation of \$25 from R.A. England and D.M. England POD, 1305 N. 119th Street, for future expenditures in the police department's Community Support Division
Place on file
4. Notice of Claim: Eric Schultz, 11819 W. Cherry Street, Wauwatosa
City Attorney

FROM THE COMMUNITY DEVELOPMENT COMMITTEE FOR INTRODUCTION

1. Ordinance amending the Zoning Code, changing the zoning at 3720 N. 124th Street from AA Industrial to AA Business District, Stephen Lauenstein, applicant
Re-refer to originating committee
2. Ordinance amending Section 1.04.110 of the city code pertaining to relocating Ward 20's voting location from the Fisher Building to the Public Works building
Re-refer to originating committee

FROM THE COMMITTEE ON TRAFFIC & SAFETY FOR INTRODUCTION

1. Ordinance amending Section 11.32.080 of the city code to add one-hour parking from 9:00 a.m. to 7:00 p.m. Monday through Friday on the west side of a portion of the 500-block of N. 77th Street
Re-refer to originating committee
2. Ordinance amending Section 11.32.080 of the city code modifying parking restrictions on the west side of Underwood Avenue between Harmonee Avenue and Milwaukee Avenue
Re-refer to originating committee

FROM THE COMMITTEE ON BUDGET & FINANCE FOR INTRODUCTION

1. Ordinance amending Chapter 7.08 of the Wauwatosa municipal code pertaining to the creation of a private alarm registration system
Re-refer to originating committee

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

RESOLUTION R-11-206

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT fire supervisors, consisting of the positions of Fire Chief, Assistant Chief and Deputy Chief be awarded a salary increase of 3% effective January 1, 2012.

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

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

RESOLUTION R-11-209

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT

- Non-represented employees (other than police and fire supervisors) shall receive a 1% salary increase effective January 1, 2012 and an additional 1% salary increase effective July 1, 2012;
- Administration is authorized to award salary increases of 1% on January 1, 2012 and 1% July 1, 2012, to members of AFSCME, OPEIU and IBEW without further Council action after administration fulfills its bargaining obligations and so long as the awards do not exceed CPI. If a voluntary settlement is not reached within the parameters of this authorization, then further Council action is required for additional bargaining authority.

It was moved by Ald. Donegan, seconded by Ald. Walsh to approve the foregoing resolution, but to amend it to include only the 1% increase on January 1, 2012. Roll call vote, Ayes 3 (Donegan, Jay, Walsh), Noes 11. Motion failed.

It was moved by Ald. Ewerdt, seconded by Ald. Wilson to approve the foregoing resolution. Roll call vote, Ayes 12, Noes 2 (Jay, Donegan).

FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-11-211

WHEREAS, Karen Wilman, agent for Arte, LLC, d/b/a Arte, 7511 Harwood Avenue, Wauwatosa, WI, has applied for a Class B Beer and Class C Wine license;

NOW, THEREFORE, BE IT RESOLVED THAT a Class B Beer and Class C Wine license be awarded to Karen Wilman, agent for Arte, LLC, d/b/a Arte, 7511 Harwood Avenue, Wauwatosa, WI, for the period ending June 30, 2012.

It was moved by Ald. Birschel, seconded by Ald. Causier to approve the foregoing resolution. -14

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-195

WHEREAS, Leah Noel, Seva Therapeutic Massage and Greg Simmert, State Siders, for a Conditional Use in the AA Business District at 7332 West State Street, 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 Leah Noel, Seva Therapeutic Massage and Greg Simmert, State Siders, to operate a massage therapy establishment in the AA Business District at 7332 West State Street, subject to the following:

- 1) Hours of operation Tuesday through Friday 9 a.m. to 8 p.m., Saturday and Sunday 9 a.m. to 4 p.m. and closed Monday
- 2) obtaining all necessary licenses and permits.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-196

WHEREAS, Mary Bruck, the Yoga & Ayurveda Center, and Neil and Dinesh Sanghavi, Mayfair Business Center, for a Conditional Use in the AA Commercial District at 10701 West North Avenue, to operate a health maintenance and improvement establishment including yoga, 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 Mary Bruck, the Yoga & Ayurveda Center, and Neil and Dinesh Sanghavi, Mayfair Business Center, to operate a health maintenance and improvement establishment including yoga in the AA Commercial District at 10701 West North Avenue, subject to the following:

- 1) Hours of operation 7 a.m. to 10 p.m. daily
- 2) obtaining all necessary licenses and permits

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-197

WHEREAS, Tedd Meredith, Bridgeman Foods, and Max Haechler, Max & Elizabeth Haechler Trust, for a Conditional Use in the AA Business District at 3140 North 124th Street, to Wendy's restaurant, 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 Tedd Meredith, Bridgeman Foods, and Max Haechler, Max & Elizabeth Haechler Trust, to operate Wendy's restaurant in the AA Business District at 3140 North 124th Street, subject to the following:

- 1) Hours of operation Sunday through Thursday 5 a.m. to 12 a.m. and Friday and Saturday 5 a.m. to 1 a.m.
- 2) obtaining all necessary licenses and permits

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-198

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin that a public hearing be held before the Common Council in the Council Chambers at 7:30 p.m. Local Time, on Tuesday, January 17, 2012 in City Hall of the City of Wauwatosa, Wisconsin, at which time all persons interested, or their agents or attorneys, will be heard concerning the request by Stephen Lauenstein for a Change of Zoning from AA Industrial District to AA Business District by ordinance at 3720 N. 124th Street.

BE IT FURTHER RESOLVED that the City Clerk be and is hereby directed to publish the proper notice of said hearing as required by law.

It was moved by Ald. Organ, seconded by Ald. Roznowski to approve the four foregoing resolutions. -14

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-199

WHEREAS, the Wauwatosa Purchasing Department solicited bids for vendors interested in entering into a three-year contract with a three-year extension with the City of Wauwatosa to provide police uniforms; and

WHEREAS, the only response was from the current vendor, Lark Uniform; and

WHEREAS, the bid results are reflected in the attached memorandum dated November 29, 2011;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa Purchasing Department is hereby authorized to enter into a three-year contract with a three-year extension with Lark Uniform for purposes of providing police uniforms and any price increase after 2012 would occur only if the manufacturer passed one on to the vendor, which documentation will be provided to the City at that time.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-200

WHEREAS, the Wauwatosa Police Department in conjunction with the Wauwatosa School District has determined that it is in the best interest of the City and the School District to add one additional School Resource Officer bringing the total Citywide to four, so that one SRO could be assigned to each individual high school and each individual middle school in the City of Wauwatosa; and

WHEREAS, the School District has proposed and approved a process for sharing the cost of this position by paying 75% of the salary and benefits, provided that the City will agree to pay 25% of salary and benefits for the officer; and

WHEREAS, the City's share can be accommodated within administrative budget savings in the 2012 police department budget;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa Police Department is hereby authorized to add one additional School Resource Officer to its staff as previously described.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-201

WHEREAS, the Wisconsin Department of Transportation has requested and received approval for the repaving of Mayfair Road between Burleigh Street and Silver Spring Drive; and

WHEREAS, a portion of this project is within the border of the City of Wauwatosa between Burleigh Street and Hampton Avenue; and

WHEREAS, the City of Wauwatosa's share of this project is currently estimated to cost approximately \$119,000.00, although the final cost could be higher; and

WHEREAS, the Wisconsin Department of Transportation will be serving as lead agency for this project;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to enter into the proposed cost sharing agreement between the City of Wauwatosa and the Wisconsin Department of Transportation in conjunction with the repaving of Mayfair Road, for those

portions of the project which fall within the boundaries of the City of Wauwatosa, a copy of which agreement is attached hereto and incorporated herein.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-202

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT renewal of the contract of Safety National Casualty Corporation as the City's excess worker's compensation carrier in the sum of \$41,367.00 with a stop-loss threshold of \$450,000 for 2012, be and hereby is approved.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-203

WHEREAS, the Finance Director has indicated that new standards from the Governmental Accounting Standards Board require that special revenue funds be specifically described and created by an act of the governing body; and

WHEREAS, the only existing special revenue fund in the City of Wauwatosa requiring such action is that for the Parks budget, which is funded in part by parks rental and program revenue including the Senior Center; and

WHEREAS, continuing the operation of the Parks fund as a special revenue fund would continue the City's goal of increasing the self-sufficiency of the Parks budget and maintain a segregated fund balance;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa Common Council does hereby designate that all Parks related rental, user and program fees are hereby designated as a revenue source in the Special Revenue Fund for the Parks budget in the City of Wauwatosa, to be utilized for operating expenditures, capital outlay, and debt service payments.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-204

WHEREAS, the City of Wauwatosa has an existing contract with Graef-USA for construction inspection services; and

WHEREAS, the terms of the contract allow annual renewal; and

WHEREAS, renewal for 2012 shall include new rates for 2012, and a 2012 fee schedule for non-City funded projects;

NOW, THEREFORE, BE IT RESOLVED THAT the Wauwatosa Common Council hereby approves a one year extension of the existing construction inspection services contract with Graef-USA for the year 2012, along with their 2012 rates, and 2012 fee schedule for non-City funded projects.

It was moved by Ald. Walsh, seconded by Ald. Wilson to approve the six foregoing resolutions. -14

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-205

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT the claim filed by Wendy Dion 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.

It was moved by Ald. Donegan, seconded by Ald. Nikceвич to refer the matter back to committee to permit the claimant to address the committee. Roll call vote, Ayes 4 (Donegan, Nikceвич, Pantuso, Walsh), Noes 10. –Motion failed.

It was moved by Ald. Walsh, seconded by Ald. Wilson to approve the foregoing resolution. 12-2 (Donegan, Nikceвич).

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 12/7/11 – 12/20/11 --

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 12/7/11 – 12/20/11: \$10,414,893.85

It was moved by Ald. Walsh, seconded by Ald. Ewerdt 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-11-207

WHEREAS, the Board of Public Works has accepted the work of Sanitary Sewer and Storm Sewer Relay, Repair, Extension, and Relining portions of 73rd Street, 74th Street, Elm Lawn, Watertown Plank Road, Robertson Street and easement north of Wisconsin Avenue and work incidental thereto in the City of Wauwatosa under Contract 08-03 and the same is ready for final payment.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin as follows:

Section 1. That the work of Sanitary Sewer and Storm Sewer Relay and Repair, Extension and Relining under Contract 08-03 is hereby accepted.

Section 2. That the proper City officers be and they are hereby authorized and directed to draw and sign a City order in the sum of forty-one thousand, seven hundred thirty-seven dollars (\$41,737.09) in favor of American Sewer Services, Inc. as the final payment under said contract, upon receipt of waivers of lien and for labor and materials under said contract, and upon receipt of an affidavit stipulating compliance with wage rate requirements.

It was moved by Ald. Hanson, seconded by Ald. Jay to approve the foregoing resolution. -14

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-11-208

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT authorization is hereby given to amend and extend the water tower lease with US Cellular at the Glenview Avenue water tower consistent with the draft Amendment Number Two Tower/Land Lease Agreement submitted to the Board of Public Works on December 19, 2011, a copy of which is attached and incorporated herein.

It was moved by Ald. Hanson, seconded by Ald. Jay to approve the foregoing resolution. -13-0-1 (Pantuso)

There being no further business, the meeting adjourned at 8:33 p.m.

cal

Carla A. Ledesma, CMC, City Clerk