



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, February 7, 2012

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

EXCUSED: Ald. Pantuso

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. Ledesma, City Clerk

Mayor Meaux in the Chair

The Mayor called the meeting to order at 7:50 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. -14

OLD BUSINESS

The following item was held after a public hearing on January 17, 2012:

ORDINANCE O-12-06

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF WAUWATOSA BY REZONING 3720 NORTH 124TH STREET FROM AA INDUSTRIAL DISTRICT TO AA BUSINESS DISTRICT

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

Part I. The Official Zoning Map of the City of Wauwatosa is hereby amended to reflect that the zoning category applicable to the following parcel is hereby changed from the AA Industrial District to the AA Business District:

Parcel 1 of Certified Survey Map No. 4106

Part II. The City Administrator is hereby directed to change the Official Zoning Map of the City of Wauwatosa to conform to the provisions of the Ordinance, and said Map is declared amended accordingly.

Part III. This ordinance shall take effect on and after its date of publication.

It was moved by Ald. Organ, seconded b Ald. Roznowski
to adopt the foregoing ordinance. -14

APPLICATIONS, COMMUNICATIONS, ETC.

1. Claims for Excessive Assessment for properties at 7520 W. Blue Mound Road and at 10701 W. Research Drive by Atty. Kari Alstad, Robert Hill Law Ltd., 145 New England Place, Stillwater, MN

City Attorney

2. Claims for Excessive Assessment for properties at 2275 N. Mayfair Road, 1435 N. 113th Street, 6600 W. State Street, 2656 Wauwatosa avenue, 3201 N. Mayfair Road, 3900 N. 124th Street, and for personal property account #162325 by Atty. Don Millis, Reinhart Boerner Van Deuren s.c., PO Box 2018, Madison, WI

City Attorney

3. Notices of Claim by St. Pius X Parish, 2506 Wauwatosa Avenue; Atty. Alvin R. Ugent, 6714 W. Fairview Avenue on behalf of John Kutz; Amy Comaris, 2730 N. 89th Street, Milwaukee; Kerry Krienitz, 6442 River Parkway

City Attorney

4. Application by Wauwatosa Village Task Force, Inc., for a Street Festival permit for Tosafest 2012

Committee on Community Development

5. Southeast Wisconsin Regional Plan Commission (SEWRPC) 2010 Annual Report

Place on file

6. Claim for Excessive Assessment for property at 2400 N. Mayfair Road by Bonstores Realty One, LLC, Matthew J. Fleming, Agent, Murphy Desmond S.C., 33 E. Main Street, Madison

City Attorney

7. Special Use request in the AA Single Family Residence District for a garage with roof height greater than 16 feet located at 8029 Chestnut Street, Anton Hilsenbeck, Paul Davis Restoration, and Bill Bokern, applicants

City Plan Commission

8. Conditional Use request in the AA Business District for a tavern/restaurant with outdoor seating located at 11302 W. Blue Mound Road, Mark A. Zierath, Blue Ribbon Pub, LLC., and John J. Picciurro, applicants

City Plan Commission, Community Development Committee

9. Conditional Use request in the AA Business District for a daycare center located at 7327 W. Center Street, Shacolia Gillespie, applicant

City Plan Commission, Community Development Committee

10. Request for an amendment to the Business Planned Development located at approximately 8700 Watertown Plank Road to construct a technology incubator, Cliff Goodhart, Eppstein Uhen Architects, and Curt Stang, UWM Real Estate Foundation, Inc., applicants

City Plan Commission, Community Development Committee

- 11. Letter opposing the installation of power lines along Walnut Road from Donald D. and Alice J. Rouse, no address given
Add to existing file
- 12. Email from Christine McLaughlin, 12040 W. Potter Road, opposing American Transmission Company's power line proposal as it stands
Add to existing file

FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS

ORDINANCE O-12-07

AN ORDINANCE AMENDING SECTIONS 6.36 and 6.56 OF THE WAUWATOSA CITY ORDINANCE FOOD ESTABLISHMENT LICENSES TO CONFER THE CITY HEALTH DEPARTMENT WITH AUTHORITY TO ISSUE FOOD AND RESTAURANT LICENSES AND TO ELIMINATE THE DUTY FROM THE CITY CLERK

The Common Council does hereby ordain as follows:

Part I. Section 6.36.020 of the Municipal Code is hereby amended to read in its entirety as follows:

6.36.020 Applications.
Applications for food licenses shall be made to the city health department in writing and shall include the full name or names of the person, firm or corporation making application, business address of such applicant, nature of business to be licensed, location of business to be licensed and, if a corporation, the full names and addresses of its officers and manager or managers.

Part II. Section 6.36.030 of the Municipal Code is hereby amended to read in its entirety as follows:

6.36.030 Issuance.
Such license shall be issued by the city health department upon payment of the fee herein provided and after the health officer of the City of Wauwatosa has certified that the facilities for the manufacture, sale or dispensing of food meet the requirements of all applicable ordinances and statutes and regulations thereunder, including but not limited thereto, regulations of the Wisconsin Industrial Commission, Wisconsin State Department of Agriculture and Wisconsin State Board of Health, and further provided, that the applicant shall not have due and owing any personal property taxes to the City of Wauwatosa.

Part III. Section 6.36.060 of the Municipal Code is hereby amended to read in its entirety as follows:

6.36.060 Inspections-Revocation or suspension of license for violation.
The health officer of the City of Wauwatosa is hereby given the right, by himself, or his representative, to enter all places for which a food license has been issued, at reasonable times, for the purpose of making inspections. If, upon such inspection, the health officer finds that any licensed place is conducted or managed in violation of the ordinances or regulations

of the City of Wauwatosa, or the laws of the state of Wisconsin, or the regulations of any agency of the state of Wisconsin prescribing standards of health or sanitation, it shall be the duty of the health officer to serve an order upon the licensee, his agent or employee in charge of the licensed premises, directing him within a certain reasonable time, not to exceed ten days, to comply with said ordinances, statutes or regulations.

Part IV. Section 6.36.070 of the Municipal Code is hereby amended to read in its entirety as follows:

6.36.070 Revocation or suspension for misconduct of licensee or employee.

When the conduct of any licensee, agent or employee is so inimicable to the public health as to constitute a serious menace to the public health if not terminated immediately, the health officer shall summarily suspend the license issued for premises wherein such condition exists. Notice in writing shall be immediately served upon such licensee, his agent or employee in charge of such licensed premises that the license for such premises is suspended and that a hearing on such suspension will be held before the committee on licenses on a date designated, which shall not be more than three days from the date of suspension, a place designated in such notice, to determine whether the license shall be revoked or reinstated.

Part V. Section 6.36.100 of the Municipal Code is hereby amended to read in its entirety as follows:

6.36.100 License Fee.

The annual fee for the license provided in this chapter shall be paid to the city health department and shall be as shown in the fee schedule, payable to the city treasurer, whereupon the city health department shall issue such license, which shall be good for the period ending the 30th day of June following the date of issue and delivery of the same to the licensee. Anticipated gross annual food sales as referred to in the fee schedule shall be based upon food sales and/or food preparation within the city.

Part IV. Section 6.36.140 of the Municipal Code is hereby amended to read in its entirety as follows:

6.36.140 Restaurant License.

Application for soda water license shall be made in writing to the city health department who shall issue such license to the applicant upon payment of the fee for such license; provided that the applicant shall not have due and owing any personal property taxes to the City of Wauwatosa.

Part VII. Section 6.56.010 of the Municipal Code is hereby amended to read in its entirety as follows:

6.56.010 Class B-1 Retailer's restaurant license-Sale of intoxicating liquor and fermented malt beverages authorized. A class "B-1" retailer's license when issued by the city health department under authority of the common council shall entitle the holder, if there has been issued to him a class "B" intoxicating liquor license and a class "B" fermented malt beverage license to possess, sell or offer for sale intoxicating liquors and fermented malt beverages. No fee shall be required for such class "B -1" retailer's restaurant license other than the required fees for class "B" intoxicating liquor and class "B" fermented malt beverage licenses and such license and licensee shall be subject to the restrictions and regulations set out in sections 6.56.020 to 6.56.100.

Part VIII. Section 6.56.110 of the Municipal Code is hereby amended to read in its entirety as follows:

6.56.110 Class “B-2” Retailer’s restaurant license-Sale of intoxicating liquor and fermented malt beverages authorized. A class “B-2” retailer’s restaurant license, when issued by the city health department under authority of the common council, shall entitle the holder, if there has been issued to him a class “B” intoxicating liquor license and a class “B” fermented malt beverage license. No fee shall be required for such class “B” retailer’s restaurant license other than the required fees for class “B” intoxicating liquor and class “B” fermented malt beverage licenses, and such license and licensee shall be subject to the restrictions and regulations set out in sections 6.56.120 to 6.56.190.

Part IX. This ordinance shall take effect on and after its date of publication.

It was moved by Ald. Birschel, seconded by Ald. Wilson
to adopt the foregoing ordinance. -14

FROM THE COMMITTEE ON TRAFFIC AND SAFETY

RESOLUTION R-12-10

WHEREAS, the Director of Public Works has agreed with the Superintendent of the Wauwatosa School District that a jointly-funded traffic study regarding pedestrian and vehicle safety concerns on W. Center Street in the area of Wauwatosa West High School, Eisenhower Elementary School and Whitman Middle School would be in the best interest of all parties; and

WHEREAS, a request for proposals was issued, of which staff believes the proposal by Ayers Associates for a cost of \$26,700.00 would be in the best interest of the City; and

WHEREAS, the school district has agreed to pay one-half of the cost of this study, the City shall be required to provide \$13,350.00 for the purpose of conducting this study, which should be funded from the Reserve for Contingencies;

NOW, THEREFORE, BE IT RESOLVED THAT the proposal of Ayers Associates in the amount of \$26,700.00 to conduct a traffic study regarding pedestrian and vehicle safety concerns on W. Center Street in the area of Wauwatosa West High School, Eisenhower Elementary School and Whitman Middle School, as well as the area on 100th Street near Madison School, is hereby accepted at the proposed cost of \$26,700.00;

BE IT FURTHER RESOLVED THAT the amount of \$13,350.00 is hereby authorized to be transferred from the Reserve for Contingencies for the purpose of funding the City’s share of this traffic study.

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

(Ald. Birschel excused 7:58 p.m.) -13

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-12-11

WHEREAS, Mike Boerschinger, The Sell It Now Store, and Paul Bogosian, have applied for a Conditional Use in the Business District at 11005 West Blue Mound Road, to operate a Sell It Now 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 Mike Boerschinger, The Sell It Now Store, and Paul Bogosian, to operate Sell It Now Store in the AA Business District at 11005 West Blue Mound Road, subject to the following:

- 1) Hours of operation Monday through Friday 8 a.m. to 8 p.m. and Saturday 8 a.m. to 5 p.m. and
- 2) obtaining all necessary licenses and permits

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

(Ald. Birschel present 7:59 p.m.) -14

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-12-12

WHEREAS, ATC has stated its desire to build overhead transmission lines rather than bury the lines underground based on relative cost, and prefers construction of an overhead electric transmission line either completely along Underwood Parkway (Route B) from the County Grounds to 120th Street or potentially routing a portion of this line between 120th and 115th streets through a County-owned natural area (north of Underwood Creek and the railroad) containing a natural section of Underwood Creek, a functional floodplain, and a wetland system; and

WHEREAS, for its entire route west of Mayfair Road, Route B runs through over a mile of primary environmental corridor that the Southeastern Wisconsin Regional Planning Commission identified for preservation in its report entitled “Natural Areas and Critical Species Habitat Protection and Management Plan for the Southeastern Wisconsin Region” (Plan 44, December 2010 Amendment), and construction of Route B would negatively affect this primary environmental corridor’s continuity and habitat value for wildlife; and

WHEREAS, construction of Route B would negatively affect the aesthetic beauty and recreational quality of the award-winning Milwaukee County Parkway system, developed in the 1920s to protect the County’s rivers while integrating green space and individual parks with parkways; and

WHEREAS, construction of Route B would negatively affect the overall recreational experience along the 108-mile Oak Leaf Trail, which encircles Milwaukee County and connects woodland parks, nature reserves, and wildlife corridors along the lakefront and area rivers; and

WHEREAS, construction of the proposed sub-route between 120th Street and 115th Street could require removal of a swath of wetland forest approximately 80 feet wide (40 feet on each side of the transmission line), which would damage the functionality and value of the wetland and adjacent floodplain as well as potentially increase the flood stage of Underwood Creek; and

WHEREAS, Route B would negatively affect the recently restored portion of Underwood Creek east of Mayfair Road and potentially preclude opportunities for naturalization and enhancement of portions of the Creek west of Mayfair Road due to placement of the transmission lines and towers close to the Creek (that would preclude bank reconstruction/grading); and

WHEREAS, as an alternative to Route B, ATC has proposed an underground route (Route A) on West Walnut Road between 120th and 116th Streets which traverses an established residential neighborhood and which would connect with overhead ATC facilities at 120th Street and Walnut Road and require construction of additional above-ground structures;

WHEREAS, the existing ATC lots at Walnut Road and 120th Street are adjacent to established family homes; and

WHEREAS, Route A would require construction of eight structures on ATC property at Walnut Road and 120th Street (five on the north side of Walnut and three on the south side), additional overhead wires would be required, and the placement of underground lines on the north side of Walnut Road would be buried in 15-foot trenches that would leave a permanent scar in the residents' yards; and

WHEREAS, construction of underground power lines on Walnut Road (Route A) would prohibit the growth of replacement vegetation following the placement of those lines, and underground wires placed in residential yards and the eight additional unsecured structures at 120th Street and Walnut Road could pose additional health risks; and

WHEREAS, construction of Routes A and B would devastate the aesthetics that make the Underwood Parkway and Fisher Woods neighborhoods pleasant places to live and visit on foot, on bike, or in a vehicle; remove trees and other vegetation that provide visual screening of the adjacent railroad and power structures, decrease the residents' quality of life; and decrease home values; and

WHEREAS, Wauwatosa residents are concerned that construction of high-voltage overhead transmission lines, underground wires, and transition structures in public parks, along Milwaukee County parkways, and in established neighborhoods where people play, walk, ski, bike, and sit will subject residents and visitors to unknown risks from exposure to high levels of electro-magnetic fields; and

WHEREAS, construction of an electric transmission line along Underwood Parkway would set a negative precedent for the entire Milwaukee County Parkway and Oak Leaf Trail systems, which currently are not marred by high-voltage transmission lines; and

WHEREAS, the County Grounds is one of Milwaukee County's last and largest remaining natural areas, and one of the United States' top-ten monarch butterfly migration stop-over points; and

WHEREAS, construction routes other than Routes A and B are available for consideration by the PSC, but were not considered by ATC, including (but not limited to) underground burial of lines along Watertown Plank Road during the upcoming reconstruction of the Zoo Interchange; and

WHEREAS, ATC has already intimated that it would be feasible to bury transmission lines along Watertown Plank Road;

NOW, THEREFORE, BE IT RESOLVED that the City of Wauwatosa:

1. Supports the Western Milwaukee County Electric Reliability Project to supply additional electric power to the Milwaukee County Grounds;
2. Opposes the proposed Route A and B Alternatives for the Western Milwaukee County Electric Reliability Project proposed by ATC and WE Energies;
3. Opposes any other current or future plan to place high-voltage electric transmission lines, underground wires, or transition structures along or through established neighborhoods, parks and parkways, the Oak Leaf Trail, or wetlands and natural areas owned and managed by Milwaukee County, the City of Wauwatosa, or the Milwaukee Metropolitan Sewerage District;
4. Requests that the PSC require ATC to replace Routes A and B with an alternative western route that would not run along or through established neighborhoods, parks and parkways, the Oak Leaf Trail, or wetlands and natural areas owned and managed by Milwaukee County, the City of Wauwatosa, or the Milwaukee Metropolitan Sewerage District; and
5. Requests that the PSC require ATC to connect the proposed transmission lines to the existing or planned WE Energies substation on the Milwaukee County Grounds through underground trenches and not through overhead towers.

It was moved by Ald. Organ, seconded by Ald. Wilson
to approve the foregoing resolution. -14

(Ald. Birschel excused 8:20 p.m.) -13

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-12-13

WHEREAS, various City departments have filed forms with the Finance Director requesting that specific funds within various accounts be carried over from the 2011 to the 2012 budget year; and

WHEREAS, those forms were provided to the Committee on Budget and Finance at its January 31, 2012, meeting and more particularly described in the memorandum of the Finance Director to the Committee dated January 27, 2012, available for review at the office of the City Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT the carryover requests presented to the Budget & Finance Committee at its January 31, 2012, meeting and further retained in the files of the City Clerk and Finance Director are hereby approved for carryover into the 2012 budget year, and the 2012 City of Wauwatosa budget is hereby amended accordingly.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-12-14

WHEREAS, in 2012 the City of Wauwatosa budget provides that \$1,500,000.00 is to be used for the cost of a pilot program studying infiltration and inflow in sewersheds 4001, 4002 and 4035; and

WHEREAS, \$500,000.00 of funds for the pilot program is authorized to be drawn from MMSD's Private Property Infiltration and Inflow Allocation for the City of Wauwatosa in 2012 and \$1 million is to be drawn from Sanitary Sewer Operating Funds, thus requiring no rate increase or capital funds to complete the pilot program; and

WHEREAS, MMSD had previously contracted with the engineering firm of Brown and Caldwell to design the pilot program which was presented to the Budget and Finance Committee in the Fall of 2011; and

WHEREAS, the City of Wauwatosa engineering staff has determined that Brown and Caldwell would be best suited to conduct the pilot program due to their familiarity with the areas in question and the fact that their firm designed a pilot program in the proposed work plan;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa officials are hereby authorized to enter into a funding agreement with MMSD to provide that the \$500,000.00 previously allocated by MMSD for the City of Wauwatosa's Private Property Inflow/Infiltration study be expended through MMSD's contract with Brown and Caldwell for the purposes of conducting the pilot program;

BE IT FURTHER RESOLVED THAT \$1 million in 2012 Sanitary Sewer Operating Budget Funds be allocated to the pilot program as previously outlined in the 2012 budget and specifically described in the January 26, 2012, memorandum of the Director of Public Works to the Budget and Finance Committee.

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

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 1/18/12 – 2/07/12 --

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 1/18/12 – 2/07/12: \$41,731,335.56

It was moved by Ald. Causier, 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-12-15

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT the appropriate City officials are authorized to execute the proposed lease with MMSD to MMSD to host a household hazardous waste collection day in the civic center parking lot on Sunday, September 15, 2012.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-12-16

WHEREAS, the Wauwatosa purchasing department has received bids for the purchase of trees for the 2012 spring planting season; and

WHEREAS, it has been past practice to award the bid to multiple bidders for purchases during 2012 on an as needed basis because of price, convenience and availability;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa purchasing department is hereby authorized to purchase trees for the 2012 spring planting season from any of the twelve bidders submitting bids, with individual purchases being evaluated on an as needed basis pursuant to price, convenience and availability.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-12-17

WHEREAS, the purchasing department has solicited bids for the purchase of a 2012 John Deere 410J backhoe loader; and

WHEREAS, after bids were received for this proposal by the City of Milton, the product offered by Brooks Tractor was in the best interest of the City;

NOW, THEREFORE, BE IT RESOLVED THAT a purchase order be issued to Brooks Tractor in the amount of \$106,615.00 for the purchase of a John Deere 410J backhoe;

BE IT FINALLY RESOLVED THAT the competitive bidding process is hereby waived for this purchase.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-12-18

WHEREAS, in the operation of the former Fire Station #1 on Underwood Avenue, the City of Wauwatosa obtained an easement on the northeast corner of the residential property located at 1460 Church Street for the purpose of access and maintenance of part of the parking lot and building of the former Fire Station #1; and

WHEREAS, the construction of the new Fire Station further north of this area has eliminated the need of the City of Wauwatosa to retain any rights relating to said easement on the property at 1460 Church Street; and

WHEREAS, the City of Wauwatosa has recently directed a contractor to restore the aforementioned easement area to the condition in which it could be incorporated into the property owner's yard at 1460 Church Street;

NOW, THEREFORE, BE IT RESOLVED THAT the aforementioned easement in favor of the City of Wauwatosa against the property at 1460 Church Street is hereby vacated and all rights relating thereto revert to the property owner at 1460 Church Street.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-12-19

WHEREAS, construction of a new storm sewer from Meinecke Avenue requires abandonment of an existing storm sewer easement and outfall across Milwaukee County Parks land of the Menomonee River Parkway near 90th Street as more particularly described in a memorandum to the Board of Public Works on January 31, 2012; and

WHEREAS, vacation of the existing storm sewer easement at 90th Street and Menomonee River Parkway has been made a condition precedent to granting of the new easement required for Meinecke Avenue storm sewer outfall on Milwaukee County Park land;

NOW, THEREFORE, BE IT RESOLVED THAT the existing storm sewer easement across Menomonee River Parkway near 90th Street, as more particularly described in the attachment to the memorandum of January 31, 2012, to the Board of Public Works, is hereby vacated by the City of Wauwatosa and all rights revert to the Milwaukee County Department of Parks.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-12-20

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 MJ Construction, Inc., for the work of 2012 Mayfair Road water main relays and alterations, and work incidental thereto under Contract 12-51, this 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-12-22

WHEREAS, the Common Council has accepted the work of Sanitary Sewer Relay, Repair and Extension Portions of 65th Street and Meinecke Avenue and work incidental thereto in the City of Wauwatosa under Contract 11-93 and the same is ready for final payment. This project is funded by the American Reinvestment and Recovery Act of 2009.

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 Relay, Repair and Extension and work incidental thereto under Contract 11-93 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 fifty thousand three hundred seventy-seven dollars and thirty-five cents (\$50,377.35) in favor of MJ Construction, Inc. as the final payment under said contract, upon receipt of waivers of lien and for labor and materials furnished under said contract, and upon receipt of an affidavit stipulating compliance with wage rate requirements.

It was moved by Ald. Hanson, seconded by Ald. Organ to approve the seven foregoing resolutions. -13

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION

WHEREAS, UWM Innovation Park, LLC, has executed a Quit Claim Deed to the City of Wauwatosa for certain portions of their real estate necessary to construct a public road to service the accelerator building within the UWM Innovation Park on the northeast quadrant of the Milwaukee County Grounds; and

WHEREAS, the executed Deed has been provided to the City and recorded with the Milwaukee County Register of Deeds; and

WHEREAS, UWM Innovation Park, LLC, has requested that the new public road to be constructed by the City through the Park be named "Technology Parkway;"

NOW, THEREFORE, BE IT RESOLVED THAT the Common Council of the City of Wauwatosa does hereby accept the dedication of right-of-way via Quit Claim Deed for a portion of the road to be constructed at the new UWM Innovation Park on the northeast quadrant of the Milwaukee County Grounds, said real estate being more fully described in the Quit Claim Deed previously provided to the City of Wauwatosa;

BE IT FURTHER RESOLVED THAT the new road to be constructed at the UWM Innovation Park in the City of Wauwatosa shall be named "Technology Parkway."

It was moved by Ald. McBride, seconded by Ald. Hanson to accept the right-of-way, and to refer the naming of the street to the Committee on Community Development. -13

The approved resolution is as follows:

RESOLUTION R-12-21

WHEREAS, UWM Innovation Park, LLC, has executed a Quit Claim Deed to the City of Wauwatosa for certain portions of their real estate necessary to construct a public road to service the accelerator building within the UWM Innovation Park on the northeast quadrant of the Milwaukee County Grounds; and

WHEREAS, the executed Deed has been provided to the City and recorded with the Milwaukee County Register of Deeds,

NOW, THEREFORE, BE IT RESOLVED THAT the Common Council of the City of Wauwatosa does hereby accept the dedication of right-of-way via Quit Claim Deed for a portion of the road to be constructed at the new UWM Innovation Park on the northeast quadrant of the Milwaukee County Grounds, said real estate being more fully described in the Quit Claim Deed previously provided to the City of Wauwatosa.

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

cal

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