



CITY OF WAUWATOSA
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COMMON COUNCIL
Regular Meeting, Tuesday, May 15, 2012

PRESENT: Alds. Wilke, Wilson, Berdan, Birschel, Causier, Donegan, Ewerdt, Hanson, McBride, Moldenhauer, Pantuso, Roznowski, Tilleson, Walz-Chojnacki – 14

EXCUSED: Ald. Organ

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. Aldana, Asst. City Attorney/HR Director; Ms. Van Hoven, Deputy City Clerk

The Mayor called the meeting to order at 7:55 p.m.

It was moved by Ald. McBride, seconded by Ald. Causier that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. -14

PUBLIC HEARING

The first item of business was a public hearing to consider Local Historic Designation for the Rockway and Brookside Places neighborhood and approving the preservation plan for the district.

Proof of publication is in the file.

The following people wished to be heard in favor of the Local Historic Designation: 1) John Lamb, 8200 Rockway Place; 2) William Hilbert, 8204 Brookside Place; 3) Steven Richards, 8024 Brookside Place; and 4) David Plank, 8213 Rockway Place. The consensus of those in favor was that the Rockway/Brookside area needs to be recognized for its unique character. Mr. Richards gave a synopsis of the history of the area and noted that the architecture of the areas is just as important as the history. They all agreed that the historic designation was wonderful for the neighborhood.

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

No one of the public present wished to be heard against the proposal or had any comments or questions.

The public hearing was declared closed. The item was ordered held to the next Common Council meeting on June 19, 2012.

APPLICATIONS, COMMUNICATIONS, ETC.

1. Letter from Kelley Ruzicka, Charity Run Chair, East Town Neighborhood Association, requesting a Street Festival Permit for their annual charity run to benefit Ronald McDonald House of Eastern Wisconsin, to be held Saturday, September 22nd, 7:00 a.m. to noon including live music with food/non alcoholic beverages provided by businesses within the North Avenue Business Alliance
Community Development Committee, Public Works Department

2. Wauwatosa Water Utility Statement of Receipts and Disbursements for the period ending April 30, 2012

Place on file

3. Email from Mary and Dean Klinger, 8044 Brookside Place, in support of Local Historic Designation for the Brookside/Rockway Places neighborhood

Place in existing file

FROM THE COMMUNITY DEVELOPMENT COMMITTEE FOR INTRODUCTION

1. Code amendment to add animal day care and boarding services as a Conditional Use in the AA Industrial District

Re-referred to originating committee

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

ORDINANCE O-12-10

AN ORDINANCE AMENDING WAUWATOSA MUNICIPAL CODE SECTION 2.59 REGARDING THE CREATION AND CLASSICATION OF BATTALION CHIEF POSITION

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

Part I. Section 2.59 of the Wauwatosa Code of Ordinances pertaining to Master Mechanic is hereby repealed and created to add the following position:

Battalion Chief

The grade level is amended to grade 11.

Part II. This Ordinance shall take effect on and after the date of its publication.

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

RESOLUTION R-12-082

BE IT RESOLVED THAT the position of Master Mechanic is hereby eliminated and that the Position Control be revised accordingly.

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

ORDINANCE O-12-12

AN ORDINANCE AMENDING WAUWATOSA MUNICIPAL CODE SECTION 2.59 REGARDING THE CREATION AND CLASSICATION OF PURCHASING COORDINATOR POSITION

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

Part I. Section 2.59 of the Wauwatosa Code of Ordinances pertaining to Purchasing Coordinator is hereby repealed and created to add the following position:

Purchasing coordinator

The grade level is amended to grade 6.

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

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

RESOLUTION R-12-083

BE IT RESOLVED by the Common Council of the City of Wauwatosa that the position of Municipal Clerk III (assigned to purchasing) is hereby eliminated and that the Position Control be revised accordingly.

It was moved by Ald. Causier, seconded by Ald. Hanson to adopt the two foregoing ordinances and approve the foregoing resolution – 14

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

ORDINANCE O-12-11

AN ORDINANCE AMENDING PORTIONS OF WAUWATOSA MUNICIPAL CODE TITLES 2, 11, 15 AND 24 REGARDING THE CONSOLIDATION OF THE COMMUNITY DEVELOPMENT DEPARTMENT AND ECONOMIC DEVELOPMENT DEPARTMENT INTO THE DEVELOPMENT DEPARTMENT AND CREATION AND RECLASSIFICATION OF CERTAIN EMPLOYEES.

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

Part I. The Title of Section 2.13 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

Chapter 2.13 Development Director.

Part II. Section 2.13.010 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

2.13.010 Position created.

The position of development director is created and shall be a part of the unclassified service of the city pursuant to the Civil Service Charter Ordinance of the City of Wauwatosa. The position shall be under the supervision and direction of the city administrator. The salary shall be as set forth in the employment contract between the city and development director, which shall be approved by the common council.

Part III. Section 2.30.030 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

2.30.030 Mission.

The committee's mission shall be to assist the mayor, common council, department of development, and related agencies, boards, commissions, and entities to foster and facilitate the development of a healthy, diversified economy in Wauwatosa in which businesses can innovate, grow, and prosper and support and maintain a strong property tax base.

Part IV. Section 2.30.040 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

2.30.040 Duties.

The committee shall:

1. Evaluate economic conditions in the community and provide recommendations to the mayor and common council.
2. Identify opportunities to spur catalytic developments or business ventures.
3. Recommend and evaluate specific policies, programs, and projects.
4. Recommend items for inclusion in the capital and operating budgets in support of development strategy.
5. Work with staff to oversee the creation and regular update of the city's strategy for economic development, receive regular reports from staff regarding the progress of strategic initiatives, and recommend appropriate action to council.
6. On a discretionary basis, respond to reasonable requests from the mayor, common council, department of development, and other related agencies, boards, commissions, and entities.

Part V. Section 2.42.010 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

2.42.010 Membership and Alternates.

The board of public works in and for the city shall consist of the development director, city comptroller, city attorney, city clerk and chief building inspector. In addition to such membership, the library director shall sit as an alternate member of the board of public works in the absence of two or more regular members of such board; and as a second alternate the human resources director shall sit in the absence of two or more regular members when the library director is unavailable. If an alternate does not sit in for a public hearing or grievance hearing, such alternate shall not participate when a decision is made in regard to such matter

Part VI. Section 2.54.010 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

2.54.010 - Departments and sections.

The various departments of the city performing public works shall consist of: the engineering and operations department, the development department, and the water department.

- A. The departments performing public works functions shall be under the direction of the city administrator.
- B. The engineering and operations department shall be headed by the director of public works and shall consist of the following divisions: fleet and traffic maintenance division, public works operations division and engineering services division. The engineering and operations department shall administer all engineering and various public works activities of the city in accordance with the directives of the common council. The director of public works shall be appointed by the mayor in consultation with the city administrator, subject to confirmation by the common council.

- C. The public works department shall be headed by a director of development and shall consist of the following divisions: economic development, planning, plumbing inspection, electrical inspection and building and zoning.
- D. The development department shall coordinate inspection activities with the police, fire and health departments.
- E. The water department shall be headed by the water superintendent who shall be responsible for the general management and operation of the department. The water superintendent shall be appointed by the mayor in consultation with the city administrator, subject to confirmation by the common council.

Part VII. Subsection 2.58.320 D.1. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- D. 1. Except as provided in subsection E of this section, personnel hereafter employed by the city in the following positions shall be required, as a condition of continued employment, to establish and maintain residence in the City of Wauwatosa within one year of their date of hire or within six months of successful completion of their probationary period, whichever date is later:
 - a. Development director;
 - b. Assessor;
 - c. Library director;
 - d. City clerk;
 - e. Health officer;
 - f. Chief building inspector.

Part VIII. That portion of Section 2.59.040 of the Wauwatosa Code of Ordinances pertaining to Planner II is hereby repealed and recreated to read as follows:

Principal planner.

The grade level is amended to grade 10.

Part IX. That portion of Section 2.59.040 of the Wauwatosa Code of Ordinances pertaining to Planner I is hereby repealed and recreated to read as follows:

Assistant Planner.

Part X. Section 2.59.040 of the Wauwatosa Code of Ordinances is hereby amended by adding the following position:

Development Coordinator.

The grade level is amended to grade six.

Part XI. Section 2.59.040 of the Wauwatosa Code of Ordinances is hereby amended by adding the following position:

Lead Inspector

The grade level is grade ten.

Part XII. Section 2.59.040 of the Wauwatosa Code of Ordinances is hereby amended by adding the following position:

Business specialist.

The grade level is grade eight.

Part XIII. Subsection 11.44.035 A. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- A. Any person found in violation of the provisions of this chapter shall be given written notice by the police department or the development director or that person's designated representative requiring compliance with the provision of this chapter within fourteen days of said notice. The notice shall include a description of the inoperative motor vehicle or motor vehicle accessories, the location or address of the item(s) in violation, and that failure to comply with the provisions of this chapter may result in forfeitures being assessed.

Part XIV. Section 15.02.020 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.02.020 - Organization.

The building and safety division shall be supervised and managed by the development director and shall include building, electrical, plumbing and property maintenance inspectors, physical plant maintenance and custodial staff, along with clerical staff as established by the common council.

Part XV. Section 15.02.030 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.02.030 – Chief Building Official.

When it is required by law for the City to have a chief building official, those duties shall be assigned to the development director but may be delegated to such positions as lead inspector or other inspectors as appropriate.

Part XVI. Section 15.02.040 of the Wauwatosa Code of Ordinances is hereby repealed.

Part XVII. Section 15.02.050 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.02.050 - Inspectors—Duties.

The specific duties of the inspectors shall be outlined and on file with the human resources department.

Part XVIII. Subsection 15.02.060 A. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- A. Any reference hereinafter to "inspector" shall mean the development director, lead inspector, building inspector, electrical inspector, mechanical inspector, plumbing inspector, property maintenance inspector, or other authorized division representative.

Part XIX. Section 15.02.080 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.02.080 - Authorization to condemn and raze buildings.

The development director or designated representative is authorized and empowered to condemn and to raze buildings and structures which are so old, dilapidated, damaged or have become so out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation, occupancy or use, and unreasonable to repair in accordance with the provisions of Section 66.0413 of the Wisconsin Statutes and any amendments made thereto, and is further authorized to proceed in all matters.

Part XX. Subsections 15.02.120. I.2. and I.3. of the Wauwatosa Code of Ordinances are hereby repealed and recreated to read as follows:

2. The development director shall report to the common council any building or structure which has not been complete within the time limits specified under this section or as extended by the development director. The report of the development director shall state the reasons and such other facts pertaining to the delay in the completion of the building or structure.
3. The common council after considering the report of the development director may within its discretion direct the development director to condemn and cause to be raised such incomplete building or structure or may extend the time within which such building or structure is to be completed.

Part XXI. Section 15.02.140 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.02.140 Issuance of Permits.

The permit application becomes a valid permit to perform work upon signature of the development director or designated representative. The construction documents shall be stamped "conditionally approved," initialed and dated by the plans examiner. One such approved set of construction documents shall be retained by the building and safety division as a public record, and one such approved set of construction documents shall be returned to the applicant, which set shall be kept on such building or work site at all times during which the work authorized thereby is in progress and shall be open to inspection by public officials. Such approved construction documents shall not be changed, modified or altered without permission from the building and safety division.

Part XXII. Subsection 15.02.160 D. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- D. Waiver of Some Requirements. At the option of the development director, plans, data, specifications and survey need not be submitted with an application for permit to execute minor alterations and repairs to any building, structure or equipment, provided the proposed construction is sufficiently described in the application for permit.

Part XXIII. Subsection 15.02.170 B. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- B. Inspections for occupancy shall be requested by the owner or tenant on forms supplied by the division at least ten days prior to anticipating occupancy. If upon inspection, no violations of city code are found, the development director shall issue a certificate of occupancy.

Part XXIV. Subsection 15.02.180 A. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- A. Any person aggrieved by orders, requirements, decisions or interpretations of the building and safety division may, within fifteen days from the date of said orders, requirements, decisions or interpretations, request a review and determination by the development director

or designated representative or may serve written notice upon the development director and file an application for appeal to the board of building and fire code.

Part XXV. Subsection 15.04.030 B. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- B. Development Director. The development director or delegated representatives are authorized and directed to administer and enforce all of the provisions of the ordinance codified in this chapter, state statute, and the State Administrative Code.

Part XXVI. Subsection 15.04.140 B. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- B. Development Director. The development director or delegated representatives are authorized and directed to administer and enforce all of the provisions of the ordinance codified in this chapter, state statute, and the State Administrative Code.

Part XXVII. Subsection 15.04.050 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- B. Development Director. The development director or delegated representatives are authorized and directed to administer and enforce all of the provisions of the ordinance codified in this chapter, state statute, and the State Administrative Code.

Part XXVIII. Subsection 15.040.060 B. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- B. Development Director. The development director or delegated representatives are authorized and directed to administer and enforce all of the provisions of the ordinance codified in this chapter, state statute, and the State Administrative Code.

Part XXIX. Section 15.06.020 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.06.020 Membership.

The board of building and fire code appeals shall consist of eight members. The members shall be comprised of a general contractor, a professional engineer, a fire professional, a journeyman electrician, a professional in the field of real estate development, valuation or related area of expertise, a professional architect, a resident of the city, and the development director who shall act as secretary to the board. Members, other than the development director, shall be appointed by the mayor and confirmed by the common council for terms of three years. The mayor shall appoint one member as a chairperson and the board shall elect a vice-chairperson at the first meeting in June annually. Where a determination of the development director is being appealed, the development director shall abstain from voting on the question.

Part XXX. Section 15.06.030 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

15.06.030 - Appeals and Interpretations.

- A. Any person aggrieved by orders, decisions, denials or interpretations of the development director, fire marshal, inspector, or other authorized representative of the building and safety division or the fire prevention bureau may file an appeal before the board of building and fire code appeals.
- B. Any person aggrieved whose application for use of a new material, method of construction or alternate fire-protection system is denied by the development director, fire marshal,

- inspector, or other authorized representative of the building and safety division or the fire prevention bureau may file for a variance before the board of building and fire code appeals.
- C. Any person aggrieved by the requirements or provisions contained in Title 14 or Title 15 may file for an interpretation before the board of building and fire code appeals.

Part XXXI. Subsections 15.06.040 A. and B. of the Wauwatosa Code of Ordinances are hereby repealed and recreated to read as follows:

- A. The board of building and fire code appeals is empowered to adopt reasonable rules and regulations for conducting its investigations and hearings and shall make findings and render decisions based thereon in writing to the development director or fire marshal when applicable, with a duplicate copy to the applicant. The board may recommend to the common council such changes in legislation as are consistent therewith.
- B. The board, by majority vote, may hear an appeal where it is alleged there is error in any order, requirement, decision, denial or interpretation made in the enforcement of Title 14 or Title 15. The board may uphold, modify or reverse any such orders, decisions, denials or interpretations of the development director, fire marshal, inspector, or other authorized representative of the building and safety division or the fire prevention bureau.

Part XXXII. Section 24.02.136 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

24.02.136 Community Advisory Committee.

"Community advisory committee" means a committee consisting of representatives from a proposed facility, residents of the neighborhood in which such facility is proposed to be located and the development director or his or her designated representative.

Part XXXIII. Section 24.05.010 of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

24.05.010 City of Wauwatosa Comprehensive Plan.

The document titled, "City of Wauwatosa Comprehensive Plan, 2008-2030" is hereby adopted as the Comprehensive Plan of the City of Wauwatosa pursuant to Section 66.1001(1)(a) and Section 66.1001(2) of the Wisconsin Statutes and as the master plan pursuant to Sections 62.23(2) and (3) of the Wisconsin Statutes. The document, as certified in its current form, shall be available for review at the department of development and in the office of the city clerk.

Part XXXIV. Subsection 24.46.090 A. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- A. Upon notification by the state of Wisconsin of an application for licensure of an adult family home, community living arrangement, foster home or treatment foster home, the development director shall:
1. Notify the following department directors which directors shall within fifteen days provide a report on a form prescribed by the development director as follows:
 - a. The chief of police shall report with respect to the criteria set forth in Sections 24.51.020(A)(1), (5) and (A)(7)(e) and shall note any conditions which may adversely affect the health and safety of the residents of the facility proposed to be licensed.
 - b. The fire chief shall report with respect to the criteria set forth in Sections 24.51.020(A)(1) and (A)(7)(e) and shall note any conditions which may adversely affect the health and safety of the residents of the facility proposed to be licensed.

- c. The health officer shall report with respect to the criteria set forth in Sections 24.51.020(A)(1) and (A)(7)(e) and shall note any conditions which may adversely affect the health and safety of the residents of the facility proposed to be licensed.
 - d. The assessor shall report with respect to the criteria set forth in Sections 24.51.020(A)(2) and (3).
 - e. Chief building inspector shall report with respect to the criteria set forth in Section 24.51.020(A)(1) and shall note any conditions which may adversely affect the health and safety of the residents of the facility proposed to be licensed.
2. Not later than thirty days after notification by the state of a license application, conduct a public meeting for the purpose of identifying specific hazards which may affect the health and safety of the residents of the licensed facility. The license applicant shall attend the meeting. The meeting shall be preceded by written notice to the last known address of all property owners within two hundred feet of the facility proposed to be licensed. Following the meeting, the development director shall prepare a list of specific hazards and forward the same to the state of Wisconsin.

Part XXXV. Subsection 24.47.110 A.1. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

A. Director of Development.

- 1. The city's department of development shall serve as zoning administrator and is authorized to administer this chapter and shall have the following duties and powers:
 - a. Advise applicants of the ordinance provisions, assist in preparing permit applications and appeals, and assure that the regional flood elevation for the proposed development is shown on all permit applications.
 - b. Issue permits and inspect properties for compliance with provisions of this chapter, and issue certificates of compliance where appropriate. Inspect all damaged floodplain structures and perform a substantial damage assessment to determine if substantial damage to the structures has occurred.
 - c. Keep records of all official actions such as all permits issued, inspections made, and work approved; documentation of certified lowest floor and regional flood elevations for floodplain development; records of water surface profiles, floodplain zoning maps and ordinances, nonconforming uses and structures including changes, appeals, variances and amendments and all substantial damage assessment reports for floodplain structures.

Part XXXVI. Subsection 24.51.020 A. (intro.) of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- A. The common council may authorize the development director to issue a conditional use permit following a public hearing before the city plan commission and a review by the committee on community development. No conditional use permit shall be granted by the common council unless it finds that the following conditions exist and so indicates in the minutes of its proceedings:

Part XXXVII. Subsection 24.51.020 C. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- C. Upon receipt of a conditional use application for an adult family home, community living arrangement, foster home or treatment foster home, the development director shall request the state of Wisconsin, pursuant to Section 46.03(22)(b) of the Wisconsin Statutes to inspect the proposed facility and review the proposed program. No conditional use permit shall be considered by the plan commission or common council until completion of such inspection and review by the state.

Part XXXVIII. Subsection 24.57.110 B. of the Wauwatosa Code of Ordinances is hereby repealed and recreated to read as follows:

- B. Who May Appeal. Any person aggrieved by orders, requirements, decisions or interpretations made by the engineering services division or the building and safety division may, within fifteen days from the date of said orders, requirements, decisions or interpretations serve written notice upon the public works director or development director, as appropriate, and file an application of appeal to the board of public works.

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

It was moved by Ald. Causier, seconded by Ald. Hanson to adopt the foregoing ordinance – 14

FROM THE LEGISLATION, LICENSING & COMMUNICATIONS COMMITTEE

RESOLUTION R-12-084

WHEREAS, The Ruby Tap, LLC , d/b/a The Ruby Tap, 1341 Wauwatosa Avenue, Wauwatosa, WI, has applied for a Reserve Class B liquor and Class B Beer license;

NOW, THEREFORE, BE IT RESOLVED THAT a Class B liquor and Class B Beer license be awarded to The Ruby Tap, LLC, d/b/a The Ruby Tap, 1341 Wauwatosa Avenue, Wauwatosa, WI, for the period ending June 30, 2013;

BE IT FURTHER RESOLVED THAT an economic development grant in the sum of \$9,500.00 pursuant to Section 6.08.475 of the Wauwatosa Municipal Code be and hereby is granted.

FROM THE COMMITTEE ON LEGISLATION, LICENSING & COMMUNICATIONS

RESOLUTION R-12-085

WHEREAS, Michael Laus of Jimmy’s Island Grill and Iguana Bar, 2303 N. Mayfair Road, has requested a temporary extension of the licensed premises to include the parking lot on the east side of the building along Mayfair Road on June 17, 2012, for “Reggae Sunsplash;”

NOW, THEREFORE, BE IT RESOLVED THAT the licensed premises of Jimmy’s Island Grill and Iguana Bar be extended to include the parking area on the east side of the building along Mayfair Road on June 17, 2012, between the hours of 2:00 PM to 8:00 PM, with live music from 3:00 PM to 7:00 PM.

It was moved by Ald. Donegan, seconded by Ald. Walz-Chojnacki to approve the two foregoing resolutions – 4

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-12-086

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin that permission be and the same is hereby granted to Stephanie Quinn for a Land Division by Certified Survey Map at 11623 West Mount Vernon Avenue. The location of the parcel is more particularly described as follows:

BLUE MOUND VISTA NO 2 LOTS 1 2 & 3 BLK 6 SW 1/4 SEC 30

All in accordance with the application attached hereto and made a part of this resolution, and in compliance with Section 24.56.010 of the Code of the City of Wauwatosa and subject to the payment of all outstanding special assessments on the aforescribed property which is being subdivided

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-12-087

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, June 19, 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 a proposed ordinance amending Section 24.36.020 of the Code by adding animal day care and boarding services as a conditional use in the AA Industrial District.

BE IF FURTHER RESOLVED THAT the City Clerk be and is hereby directed to publish the proper notices of said hearing as required by law.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-12-088

WHEREAS, the City of Wauwatosa currently owns a parcel of land immediately adjacent to the newly constructed Fire Station Number One; and

WHEREAS, the property is a vacant parcel and a prime development site in the heart of the Village Business District that remains following construction of Fire Station Number One, and;

WHEREAS, the site has been identified as a key property for redevelopment in “The Village of Wauwatosa – A Strategic Development Plan,” and;

WHEREAS, the newly created Community Development Authority is positioned and has the expertise to solicit a request for proposals, review and rank proposals, select a developer for the site, and negotiate with a developer to assure a quality project, and;

WHEREAS, it was determined that transferring ownership of the parcel to the Wauwatosa Community Development Authority would streamline redevelopment of the site, and:

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin to transfer ownership of the remnant Fire Station Number One parcel to the Wauwatosa Community Development Authority.

It was moved by Ald. Roznowski, seconded by Ald. Pantuso to approve the three foregoing resolutions – 14

FROM THE COMMITTEE ON BUDGET & FINANCE

RESOLUTION R-12-089

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT the claim filed by Henry Schille 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 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 & FINANCE

RESOLUTION R-12-090

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT the claim filed by Kristin Timmer 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. Wilson, seconded by Ald. Birschel to approve the two foregoing resolutions – 14

FROM THE COMMITTEE ON BUDGET & FINANCE

BILLS AND CLAIMS FOR THE PERIOD 05/02/12 – 05/15/12 --

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 5/02/12 – 5/15/12: \$3,230,746.57

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: 14

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-12-091

BE IT RESOLVED by the Common Council of the City of Wauwatosa, that the proper city officials be and they are authorized and directed to enter into a contract with Musson Brothers, Inc. for the work of lateral rehabilitation N. 65th/Eagle Street and work incidental thereto in the amount of \$1,015,270 under Contract 12-99 this being the lowest and best bid.

BE IT FURTHER RESOLVED, that the surety deposits, if any, be returned to the unsuccessful bidders.

It was moved by Ald. McBride, seconded by Ald. Hanson
To approve the foregoing resolution – 14

There being no further business, the meeting adjourned at 8:15 p.m.

Carla A. Ledesma, CMC, City Clerk

svh