



CITY OF WAUWATOSA  
7725 WEST NORTH AVENUE  
WAUWATOSA, WI 53213  
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<http://www.wauwatosa.net>

**COMMON COUNCIL**  
**Regular Meeting, Tuesday, November 6, 2012**

PRESENT: Alds. Pantuso, Roznowski, Tilleson, Walz-Chojnacki, Wilke, Wilson, Berdan, Birschel, Causier, Donegan, Dubinski, Ewerdt, Hanson, McBride, Moldenhauer, Organ -16

ALSO PRESENT: Mr. Archambo, City Administrator; Mr. Kesner, City Attorney; Mr. Porter, Public Works Director; Mr. Ruggini, Finance Director; Mr. Wehrley, City Engineer; Police Chief Weber; Ms. Enders, Development Director; Dr. Kreuser, Health Officer; Ms. Ledesma, City Clerk

Mayor Ehley in the Chair

The Mayor called the meeting to order at 7:45 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. -16

**PUBLIC HEARING**

The first item of business was a public hearing concerning the proposed 2013 City of Wauwatosa budget. Mr. Archambo have a brief overview: performance measures will be initiated; compensation costs are projected to be the lowest since 2007; solid waste costs will be at their lowest levels since 2003; 19.6 FTE's (full-time equivalent) employees have been eliminated since 2007; efforts will continue to be focused on energy efficiency for facilities and for street lighting.

The anticipated budget gap for 2013 will be eliminated by this budget.

Continued and future strategies will focus on health plan redesign, refuse service redesign, continued energy efficiency measures, on-going two-tier pay system, continued emphasis on economic development and other revenue sources, LEAN process efficiency gains, performance measurement, and matching resources to citizen demands.

The property tax levy will increase 1.3% over 2012's levy. There will be decreased use of applied surplus funds. The tax rate change is a 1.79% increase.

Proof of publication is in the file. No one of the public present wished to speak in favor of, in opposition to, or pose any questions concerning the proposed budget. The hearing was declared closed. The matter will be held for two weeks (November 20, 2012).

**OLD BUSINESS**

The following item, proposed 2013 street improvements, had been held after a public hearing on October 16, 2012:

**RESOLUTION**

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 16<sup>th</sup> day of October, 2012 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 &amp; Location</u>	<u>Ald. Dist.</u>	<u>Exist &amp; (Prop.) Width</u>	<u>Pavement Construction Type</u>	<u>Assessed Sidewalk Work</u>
Lisbon Ave. from 100 <sup>th</sup> St. to Capitol Dr.	8	34'	A-Conc	Yes
124 <sup>th</sup> St. from Watertown Plank Rd. to 200 ft. north of Garfield Ave.	7	24' (24')	C	No
Capitol Drive from 92 <sup>nd</sup> St. to Mayfair Rd.	8	35-24-35 (Same)	A-Conc	Yes
Center St. from 117 <sup>th</sup> to 124 <sup>th</sup> Sts.	6/7	52' (52')	C	No
Chambers St. from 120 <sup>th</sup> St. to 124 <sup>th</sup> Sts.	6/7	30' (30')	C	No
Milwaukee Ave. from Wauwatosa to Underwood Aves.	1	40' (40')	C	No
Milwaukee Ave. from Underwood Ave. to Church St.	1	40' (40')	A-Conc	Yes
Milwaukee Ave. from Church to 83 <sup>rd</sup> Sts.	2	34' (34')	A-Conc	Yes
St. James St. from the east dead end to 71 <sup>st</sup> St.	2	30' (30')	B-Asph	Yes
Alley between Grantosa Dr./Palmetto from 95 <sup>th</sup> St. to Byron Pl.	8	20' (20')	C	No
Alley between Hadley St./Center St. from Lefebber Ave. to N. 73 <sup>rd</sup> St.	5	20'(20')	A-Conc	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. Wilson, seconded by Ald. Birschel to approve the foregoing resolution. –

Mr. Kesner clarified that this resolution is based upon the October 16, 2012 public hearing. While the Budget Committee discussed the capital budget on November 1st and recommended a modification to the 2013 street improvement program, that action is not reflected in the aforementioned resolution. If the Council wishes to amend the street improvement program, it will need to take action to do so.

It was moved by Ald. Tilleson, seconded by Ald. Pantuso to amend the foregoing resolution by removing the alley, Hadley Street/Center Street from Lefeber Avenue to N. 73rd Street from the 2013 street improvement program. It is understood that residents are assuming the risk by the city not filling the potholes. 14-2 (Donegan, Wilson)

Vote on motion, as amended, -16

The amended resolution is as follows:

**RESOLUTION** R-12-201

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 16<sup>th</sup> day of October, 2012 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 &amp; Location</u>	<u>Ald. Dist.</u>	<u>Exist &amp; (Prop.) Width</u>	<u>Pavement Construction Type</u>	<u>Assessed Sidewalk Work</u>
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124 <sup>th</sup> St. from Watertown Plank Rd. to 200 ft. north of Garfield Ave.	7	24' (24')	C	No
Capitol Drive from 92 <sup>nd</sup> St. to Mayfair Rd.	8	35-24-35 (Same)	A-Conc	Yes
Center St. from 117 <sup>th</sup> to 124 <sup>th</sup> Sts.	6/7	52' (52')	C	No
Chambers St. from 120 <sup>th</sup> St. to 124 <sup>th</sup> Sts.	6/7	30' (30')	C	No
Milwaukee Ave. from Wauwatosa to Underwood Aves.	1	40' (40')	C	No
Milwaukee Ave. from Underwood Ave. to Church St.	1	40' (40')	A-Conc	Yes
Milwaukee Ave. from Church to 83 <sup>rd</sup> Sts.	2	34' (34')	A-Conc	Yes
St. James St. from the east dead end to 71 <sup>st</sup> St.	2	30' (30')	B-Asph	Yes

Alley between Grantosa Dr./Palmetto from 95<sup>th</sup> St. to 8 20' (20') C No  
Byron Pl.

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.

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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.

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(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.

### **APPOINTMENTS BY THE MAYOR**

#### Community Development Authority

Susan Eick, 2417 N. 96th Street (reappointment)  
Jennifer Wakefield, 1848 N. 84th Street (reappointment)  
(Terms expire 9/30/16)  
Julie Rettko, 2477 N. Pasadena  
(Balance of term expires 9/30/13)

Foregoing appointments ordered held as this was the first reading.

### **APPLICATIONS, COMMUNICATIONS, ETC.**

1. Application for Final Plan approval of a Business Planned Development consisting of 40 apartment units at 6005 W. Martin Drive, Brett Haney, HSI Residential Annex, LLC, applicant  
**Plan Commission, Community Development Committee**
2. Application for a Land Division by Certified Survey Map for property at 11300 W. Burleigh Street, Tim Blum, HSA Commercial and Burleigh 45, LLC, applicant  
**Plan Commission, Community Development Committee**
3. Conditional Use application in the Trade District for a restaurant at 6817 W. North Avenue, Scott Johnson, Bel Air Cantina and Bel Air Cantina Tosa, Inc., applicant  
**Plan Commission, Community Development Committee**
4. Conditional Use application in the AA Business District for expansion of the Alterra Café, 9125 W. North Avenue, Sean Phelan, Phelan Development, applicant  
**Plan Commission, Community Development Committee**

5. Special Use application in the Trade District for a consignment/retail boutique at 7219 W. North Avenue, LaDonna B. Telford, Lady in Red, and Richard R. Bira, applicants  
**Plan Commission**
6. Conditional Use application in the Medical Center and Institutions District for an addition to the parking structure at Froedtert Hospital at 8700 Doyne Avenue, Gregg Prossen, Zimmerman Architectural Studios, and John Balzer, Froedtert Health, applicants  
**Plan Commission, Community Development Committee**
7. Conditional Use application in the Parks & Open Space District to expand the dog exercise area at 3535 N. Mayfair Road, James Keegan Milwaukee County Dept. of Parks & Recreation, applicant  
**Plan Commission, Community Development Committee**
8. Year 2035 Regional Housing Plan for Southeastern Wisconsin  
**Place on file**

**ORDINANCES FOR INTRODUCTION**

1. Ordinance creating a no parking zone on the south side of W. Center Street from N. 67th to N. 68th Streets from 7:30 a.m. - 4:30 p.m.  
**Re-refer to originating committee**
2. Ordinance creating an ADA-compliant parking space at 6502 W. North Avenue  
**Re-refer to originating committee**

**FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS**

**RESOLUTION R-12-190**

WHEREAS, Andrea M. Lovejoy, 201 Woodside Lane, Thiensville, WI has applied for an operator's license in conjunction with her employment at The Cheesecake Factory on Mayfair Road, Wauwatosa, WI;

NOW, THEREFORE, BE IT RESOLVED THAT Andrea M. Lovejoy, 201 Woodside Lane, Thiensville, WI, is hereby issued an operator's license for the period ending June 30, 2013.

It was moved by Ald. Donegan, seconded by Ald. Birschel to approve the foregoing resolution. -16

**FROM THE COMMITTEE ON TRAFFIC AND SAFETY**

**RESOLUTION R-12-188**

BE IT RESOLVED THAT the official stop sign map of the City of Wauwatosa is hereby amended by adding a four-way stop sign at the intersection of N. 73rd Street and Hillcrest Drive in the City of Wauwatosa.

**FROM THE COMMITTEE ON TRAFFIC AND SAFETY**

**RESOLUITON R-189**

BE IT RESOLVED THAT the official stop sign map of the City of Wauwatosa is hereby amended by adding four-way stop signs at the intersection of N. 91st Street and W. Meinecke Avenue in the City of Wauwatosa.

It was moved by Ald. Wilke, seconded by Ald. Moldenhauer to approve the two foregoing resolutions. -16

**FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT**

**RESOLUTION R-191**

WHEREAS, Ajit Walia, Spring North Corp., has applied for a Conditional Use in the AA Business District at 10605 W. North Avenue to operate a gas station with convenience 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 a 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 hereby grants a Conditional Use to Ajit Walia, Spring North Corp., to operate a gas station with convenience store in the AA Business District at 10605 W. North Avenue, subject to the following:

1. The applicant using small delivery trucks with hours for delivery set by staff to minimize the impact on the neighborhood,
2. No alcohol sales
3. Hours of operation from 5:00 a.m. to midnight daily
4. City Engineer to determine appropriate right and left-turn signage and pursue no U-Turn signage at 106th and North
5. Approval of the parking lot plan
6. Approvals from the Design Review Board, and
7. Obtaining the necessary licenses and permits

It was moved by Ald. Roznowski, seconded by Ald. Pantuso to approve the foregoing resolution. –

It was moved by Ald. Tilleson, seconded by Ald. Pantuso to amend the hours of operation to 6 a.m. – 11 p.m. Roll call votes, Ayes 6 (Pantuso, Tilleson, Wilke, Birschel, Causier, Dubinski), Noes 10. –Motion failed.

Vote on original motion, 14-2 (Dubinski, Causier)

**FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT**

**RESOLUTION R-12-192**

WHEREAS, the Common Council at its meeting of October 30, 2012, approved amendments to City of Wauwatosa Tax Incremental Financing to the existing Development Agreement with HSI for the Annex @ Enclave, 6005 W. Martin Drive, Wauwatosa, WI; and

WHEREAS, City officials have negotiated a Development Agreement with HSI Residential Annex, LLC, to develop the Annex @ Enclave, which would provide up to \$380,000.00 in developer financed tax incremental funding; and

WHEREAS, the proposed Development Agreement was presented to the Committee on Community Development on October 30, 2012, which approved the proposed Development Agreement and Municipal Revenue Obligation in the sum of \$380,000.00;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to enter into a Development Agreement with HSI Residential Annex, LLC, providing up to \$380,000.00 in developer financed TIF funding consistent with the terms of the Municipal Revenue Obligation which was presented to the Committee on Community Development at its meeting of October 30, 2012.

It was moved by Ald. Roznowski, seconded by Ald. Pantuso to approve the foregoing resolution. -16

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-193**

WHEREAS, the estimated amount for the City's Community Development Block Grant (CDBG) allocation for 2013 is \$860,000, which is approximately the same amount the City received in 2012; and,

WHEREAS, it was necessary to reduce funding for applicant requests in the public services category in order to meet HUD's spending cap; and,

WHEREAS, in addition to the 2013 approved allocation, approximately \$300,000 of unspent funds from completed projects will be reallocated to economic development under the City's WEDC;

NOW, THEREFORE BE IT RESOLVED THAT the Common Council of the City of Wauwatosa approves the use of 2013 CDBG funds for the following purposes:

**Administration & Planning - \$172,000 Max.**

Program Administration	\$ 75,000
Metro Fair Housing	\$ 33,000
<b>Total:</b>	<b>\$108,000</b>

**Public Services & Community Programs - \$129,000 Max.**

Senior Center	\$ 82,000
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ARC Milwaukee	\$ 13,250
Elena's House	\$ 10,000
Interfaith	\$ 12,750
Tosa Food Pantry	\$ 5,000
Tosa Cares	<u>\$ 6,000</u>
<b>Total:</b>	<b>\$129,000</b>

**Public Facilities, Economic Development & Rehabilitation**

WWBIC:	\$ 20,000
Greek Orthodox Manor	\$109,500
Vision Forward	\$ 10,000
Lutheran Home	\$303,195
Rebldg. Together Grt Milw.	\$125,000
WEDC	<u>\$ 45,305</u>
<b>Total:</b>	<b>\$ 623,000</b>

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-194**

WHEREAS, in 2012 the City received a brownfield grant from the Environmental Protection Agency (EPA) in the amount of \$200,000 for the purpose of conducting hazardous substances site assessments over a three-year period; and,

WHEREAS, Symbiont Engineering has provided a contract to perform the brownfield site assessments on behalf of the City pursuant to the same services they provided for the City's previous EPA brownfield grants; and,

NOW, THEREFORE BE IT RESOLVED THAT the appropriate City officials are hereby authorized to extend the contract with Symbiont Engineering for the implementation of the 2012-2015 EPA brownfield hazardous substances assessment grant.

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-195**

WHEREAS, the Wauwatosa Water Utility has proposed entering into an Audit Agreement and Municipal Agreement with the Wisconsin Department of Transportation which would provide for the coordination of construction contracts and roadway closures with DOT paving contracts to be let in January, 2013; and

WHEREAS, the 2013 Water Department budget is to include provisions for these capital expenditures related to water main replacements, alterations and fire hydrant relocations; and

WHEREAS, the Department of Transportation will cover 90% of the costs outlined in the Municipal agreement and 100% of the costs outlined in the Audit Agreement presented to the Committee on Budget and Finance at its October 30, 2012, meeting;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to enter into an Audit Agreement and a Municipal Agreement with the Wisconsin Department of Transportation regarding coordination and cooperation with road closures and water system improvements with the Wisconsin Department of Transportation for the calendar year 2013 as part of the Zoo Freeway Project consistent with the provisions described in the memorandum of the Water Utility Superintendent dated October 24, 2012.

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-196**

WHEREAS, the City of Wauwatosa has contracted with Cities and Villages Mutual Insurance Company ("CVMIC") to provide third party administration of the City's self-insured worker's compensation program since 2002; and

WHEREAS, the current three year rate period under the existing contract has expired; and

WHEREAS, CVMIC and city staff have recommended an extension of the existing contract for three additional years with an amended rate structure, as more particularly described in the October 8, 2012, memorandum of the Finance Director;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to enter into an amendment and extension of the existing contract for third party administration of the City's self-insured worker's compensation program with Cities and Villages Mutual Insurance Company from 2013-2015, consistent with the terms described in the memorandum of the Finance Director dated October 8, 2012.

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-197**

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT proper City officials be and hereby are authorized to enter into a contract with Carlson Dettmann Consulting, LLC, for the purpose of performing an assessment of the City's current compensation systems for non-union positions, a market study, and a new salary plan for those positions in an amount not to exceed \$65,000.00.

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-199**

WHEREAS, Word Systems, Inc. is the provider of the Police Department's digital recording system; and

WHEREAS, the current maintenance agreement for the system expired on October 31, 2012; and

WHEREAS, a new general maintenance agreement with a total cost of \$5,177.86, which funds are available in the Police Department's 2012 budget;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to enter into a 3 year maintenance agreement with Word Systems, Inc. for the Police Department's digital recording system at a cost of \$5,177.86.

It was moved by Ald. Wilson, seconded by Ald. Birschel  
to approve the six foregoing resolutions. -16

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-12-198**

WHEREAS, the construction of Discovery Parkway in tax incremental finance district #6 is scheduled to begin in December, 2012; and

WHEREAS, of the estimated \$10,415,704.00 project costs, approximately \$4,630,433.00 of this must be financed through means of cash-on-hand; and

WHEREAS, the Finance Director has recommended internal financing of this cost via combination of an internal loan from health/life fund and an internal loan from tax incremental finance district #2, as more particularly described in his memorandum of October 26, 2012, and his presentation to the Committee on Budget & Finance at its meeting of October 30, 2012; and

WHEREAS, internal financing of Discovery Parkway construction as described in the Finance Director's memorandum is in the best interests of the City;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to provide internal financing for the construction of Discovery Parkway in tax incremental financing district #6 as more fully described in the memorandum and attachments presented by the Finance Director at the meeting of the Committee on Budget and Finance at its October 30, 2012 meeting.

It was moved by Ald. Wilson, seconded by Ald. Birschel  
to approve the foregoing resolution. -16

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**BILLS AND CLAIMS FOR THE PERIOD 10/17/12 – 11/06/12 --**

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 10/17/12 – 11/06/12: \$7,366,146.76

It was moved by Ald. Causier, seconded by Ald. Birschel that each and every account of bills and claims be allowed and ordered paid. Roll call vote, Ayes 15, Present 1 (Donegan)

**FROM THE COMMITTEE OF THE WHOLE**

**RESOLUTION R-12-200**

WHEREAS, the Wauwatosa Common Council has previously stated in resolutions dated February 7, 2012, and September 18, 2012, that any proposed Western route for electrical transmission lines as part of the American Transmission Company's Western Milwaukee County Electric Reliability Project (WMCERP) should be routed in such a way that they would be entirely underground and would not cause structures to be placed in neighborhoods, parks, parkways, wetlands, or natural areas; and

WHEREAS, the Common Council has consistently opposed overhead routes along Underwood Parkway and Oak Leaf Trail due to the impact on natural areas and aesthetic features important to the continued viability of these natural areas within the City of Wauwatosa; and

WHEREAS, additional concern has addressed specifically the need to avoid overhead Segments 4, 5 and 6 of ATC's application, which would significantly disrupt present and future areas planned for significant economic development and improvement of the tax base in the City of Wauwatosa and Milwaukee County; and

WHEREAS, the Common Council recognizes that estimated costs for the all-underground alternative route proposed by the City in its September 18, 2012, resolution are higher than the costs which might normally be supported by the Public Service Commission of Wisconsin in making such routing decisions;

NOW, THEREFORE, BE IT RESOLVED THAT, the Common Council of the City of Wauwatosa continues to believe that new overhead electric transmission lines are not appropriate in a densely-populated urban area with significant natural areas such as that traversed by the proposed western routes of the Western Milwaukee County Electric Reliability Project;

BE IT FURTHER RESOLVED THAT, while the Common Council maintain the opinion that new overhead electric transmission lines are not appropriate in this case, we recognize that the Public Service Commission of Wisconsin is charged with balancing the cost of transmission lines while ensuring that those lines will not unreasonably interfere with the orderly land use and development plans for the area involved;

BE IT FINALLY RESOLVED THAT, for this reason, the City of Wauwatosa requests that, if the PSC concludes it cannot find in favor of an all-underground option for the western route of the Western Milwaukee County Electric Reliability Project, it adopt a variation of "Wauwatosa Alternative 1" as described in the rebuttal testimonies of Pete Holtz and William Aeschbacher dated October 30, 2012, except that the variation would limit the overhead portion of ATC's originally-proposed Route A from a point east of 113th Street to the eastern terminus of Segment 3 as described in ATC's application as part of Route A. At the terminus of Segment 3, any such route should immediately transition to underground prior to proceeding south to Watertown Plank Road. This

would avoid negative impacts on the existing office building to the west of this section of Underwood Creek Parkway and on the potential future development parcel to the east.

It was moved by Ald. Ald. McBride, seconded by Ald. Pantuso to approve the foregoing resolution. Roll call vote, Ayes 11, Noes 5 (Berdan, Birschel, Dubinski, Hanson, Organ)

There being no further business, the meeting adjourned at 8:50 p.m.

cal

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