



# CITY OF WAUWATOSA

## COMMON COUNCIL

AGENDA • MAY 21, 2013

**Regular Meeting**

**Common Council Chambers**

**7:30 PM**

7725 West North Avenue, Wauwatosa, WI 53213

PLEASE NOTE: The items on this agenda may be revised before the time of the Common Council meeting, some items may be removed and others added prior to the completion of the final Common Council agenda. The final agenda will be available in the City Clerk's office and on the city website at [www.wauwatosa.net](http://www.wauwatosa.net). It is anticipated that each item listed on the agenda may be discussed, referred or acted upon unless it is noted in the specific agenda item that no action is contemplated.

### **ROLL CALL**

Approval of minutes of previous meeting

### **OLD BUSINESS**

1. Ordinance amending the official zoning map of the City of Wauwatosa from M1 District to M1 District/PUD (Planned Unit Development) Overlay at 11123 W. Burleigh Street, 3000 N. 112th Street, and 2960 N. 112th Street

**Plan Commission recommended approval 7-0**  
**Committee recommended approval 8-0**

### **APPOINTMENTS BY THE MAYOR**

1. Board of Review (first reading)

**Barbara Holtz, 2650 N. 89th Street**

2. Board of Zoning Appeals (alternates for appointment)

**David Kern, 7527 Kenwood Avenue**  
**Jaime Kristof, 1754 N. 73rd Street**  
**(Terms expire 4/30/16)**

3. Civic Celebration Commission (for appointment)

**Mary Foley, 2205 N. 102nd Street**  
**(Term expires 12/31/17)**

4. City Attorney

**Alan Kesner, 4-year term, pursuant to Wauwatosa Municipal Code 20.071(7)**

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

1. Notices of Claim: Patricia Winebrenner, 1909 Mallard Pointe Circle, Waukesha; Richard Betka, 5718 W. Wells Street; Lynn Manecke, 8804 Ravenswood Circle

**City Attorney**

2. Letter from Richard Bachman, N78 W17261 Wildwood Drive, Menomonee Falls, urging the City to cover proposed CDBG funding cuts for the Senior Center

**2014 Budget File**

**FROM THE COMMITTEE ON TRAFFIC & SAFETY**

1. Resolution approving the wayfinding signage planning process for the Mayfair Road improvements in 2014 from Burleigh Street to Hampton Avenue

**Committee recommended approval 4-0**

**FROM THE COMMITTEE ON LEGISLATION, LICENSING & COMMUNICATIONS**

1. Resolution granting a temporary extension of the liquor license for Jimmy's Island Grill, 2303 N. Mayfair Road, to include the east side of the parking lot on June 23, 2013 from 2-8 p.m.

**Committee recommended approval 5-0**

2. Resolution granting a Class "B" Beer and Reserve "Class B" Liquor License to Friends of Hoyt Park & Pool, Inc., d/b/a Friends of Hoyt Park & Pool, 1800 N. Swan Boulevard, Kathleen Slawski, agent, for the period ending June 30, 2014, and approving an economic development grant

**Committee recommended approval 5-0**

3. Resolution granting a Class "B" Beer and "Class C" Wine license to Alterra Coffee Roasters, d/b/a Alterra Coffee Roasters, 6745 W. Wells Street, Bill Suskey, agent, for the period ending June 30, 2014

**Committee recommended approval 5-0**

**FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT**

1. Resolution approving a Development Agreement with HSA Commercial/Mayfair Developer, Inc., regarding The Mayfair Collection, 11100-11500 W. Burleigh Street

**Committee recommended approval 7-0**

2. Resolution approving a Certified Survey Map at 11123 W. Burleigh Street for a Meijer Store, David Behrens, GreenbergFarrow, applicant

**Committee recommended approval 8-0**

3. Resolution granting final plan approval of a Planned Unit Development at 11123 W. Burleigh Street for a Meijer store, David Behrens, GreenbergFarrow, applicant

**Committee recommended approval 8-0**

**FROM THE COMMITTEE ON BUDGET & FINANCE**

1. Resolution authorizing termination of Tax Incremental District No. 4

**Committee recommended approval 7-0**

2. Resolution authorizing a contract with Telestaff for automatic scheduling and timekeeping for the Fire Department in the amount of \$47,253.03

**Committee recommended approval 7-0**

3. Resolution awarding the bid to Journal Sentinel, Inc., on behalf of Wauwatosa NOW for publishing the City's legal notices and Council proceedings for the coming year

**Committee recommended approval 6-0**

4. Bills and claims

#### **FROM THE BOARD OF PUBLIC WORKS**

1. Resolution denying an application by Nick Balistreri, Sendik's Food Market, 8616 W. North Avenue, to encroach onto city property with three storage pods on N. 86th Street

**Board recommended approval 4-0**

2. Resolution approving an application by Karen Wilman-Salituro to encroach onto city property with outdoor seating in front of 7511 Harwood Avenue and in the Root Common Park, subject to execution of a lease agreement and an encroachment agreement

**Board recommended approval 4-0**

3. Resolution approving an application by Terrence and Renee Stein, 2322 N. 66th Street, to encroach onto city property with a retaining wall, subject to the execution of an encroachment agreement

**Board recommended approval 4-0**

4. Resolution awarding the bid for Contract 13-02, Sanitary Sewer Improvements, to Visu-Sewer, Inc., at their bid price of \$699,045.44 (low of 3 bids)

**Board recommended approval 4-0**

5. Resolution approving a Memorandum of Understanding with the Wisconsin DOT summarizing future US 45 and WI Hwy. 100 improvements for the Mayfair Collection development site on Burleigh Street east of US 45

**Board recommended approval 4-0**

Any person who has a qualifying disability as defined by the Americans with Disabilities Act who requires the meeting or materials at the meeting to be in an accessible location or format, must contact the City Clerk at voice telephone 479-8917 or TTY 471-8484 (City Hall, 7725 W. North Avenue, Wauwatosa, Wisconsin 53213) for accommodations. Requests for accommodations for meetings should be made at least three (3) business days prior to the meeting. Every effort will be made to arrange accommodations for all meetings; so please give the City Clerk as much advance notice as possible.

## Ordinance

ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF WAUWATOSA FROM M1 DISTRICT TO M1 DISTRICT/PUD (PLANNED UNIT DEVELOPMENT) OVERLAY AT 11123 W. BURLEIGH STREET, 3000 N. 112TH STREET, AND 2960 N. 112TH STREET

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF WAUWATOSA BY REZONING 11123 WEST BURLEIGH STREET, 3000 NORTH 112TH STREET, AND 2960 NORTH 112TH STREET FROM M1 DISTRICT TO M1 DISTRICT/PUD (PLANNED UNIT DEVELOPMENT) OVERLAY

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

Part 1. The Official Zoning Map of the City of Wauwatosa is hereby amended to reflect the following change:

Being a part of the Northeast ¼ and Northwest ¼ of the Northeast ¼ of Section 18, Township 7 North, Range 21 East, in the City of Wauwatosa, Milwaukee County, Wisconsin

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.

Passed and Dated \_\_\_\_\_

\_\_\_\_\_

City Clerk

Approved \_\_\_\_\_

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Mayor

CITY OF WAUWATOSA  
Resolution

By: Community Development Committee

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin that permission be and the same is hereby granted to David Behrens, GreenbergFarrow, for a Land Combination by Certified Survey Map at 11123 West Burleigh Street. The location of the parcel is more particularly described as follows:

Being a part of the Northeast ¼ and Northwest ¼ of the Northeast ¼ of Section 18, Township 7 North, Range 21 East, in the City of Wauwatosa, Milwaukee County, Wisconsin

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.

Passed and Dated \_\_\_\_\_

\_\_\_\_\_

City Clerk

Approved \_\_\_\_\_

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Mayor

CITY OF WAUWATOSA  
Resolution

By: Community Development Committee

WHEREAS, David Behrens, GreenbergFarrow, has applied for final approval of a Planned Unit Development at 11123 West Burleigh Street, to construct a Meijer 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 final plan approval of a Planned Unit Development to David Behrens, GreenbergFarrow, to construct a Meijer store at 11123 West Burleigh Street, subject to the following:

- 1) approval by appropriate city staff related to utilities, engineering, traffic, fire and building codes
- 2) obtaining all necessary licenses and permits

Passed and Dated \_\_\_\_\_

\_\_\_\_\_

City Clerk

Approved \_\_\_\_\_

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Mayor