



# CITY OF WAUWATOSA

## COMMON COUNCIL

MINUTES • DECEMBER 3, 2013

**Regular Meeting**

**Common Council Chambers**

**7:30 PM**

7725 West North Avenue, Wauwatosa, WI 53213

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

EXCUSED: Alds. Causier and Wilke

ALSO PRESENT: Mr. Archambo, City Administrator; Mr. Porter, Public Works Director; Mr. Ruggini, Finance Director; Police Chief Weber; Mr. Kesner, City Attorney; Ms. Ledesma, City Clerk

Mayor Ehley in the Chair

The Mayor called the meeting to order at 7:30 p.m.

### Approval of minutes of previous meeting

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

### APPOINTMENTS BY THE MAYOR

1. Board of Health (reappointment, first reading)

Cheryl Davies, RN, 154 N. 89th Street (Dist. 3)  
Term expires 12/31/2018

Dr. Leslie Martin, 6814 W. Wells Street (Dist. 4), affiliated with the Medical College of Wisconsin

Term expires 12/31/2018

2. Residential Design Review Board (appointment, first reading)

Chris Michaud, 1857 N. 73rd Street (Dist. 1)  
Term expires 12/31/2016

3. Residential Design Review Board (reappointment, first reading)

Steve Pape, 7030 Maple Terrace (Dist. 4)  
Term expires 12/31/2016

4. Village of Wauwatosa Business Improvement District (BID) Board (appointment, first reading)

Brooke Boomer, owner of Ruby Tap, 1349 Wauwatosa Avenue  
Term expires 12/31/2016

5. Village of Wauwatosa Business Improvement District (BID) Board (reappointment, first reading)

Bob Frederickson, owner representative Chancery, 7615 W. State Street  
Term expires 12/31/2015

Robert Kuesel, owner Key Management, 773 N. Van Buren Street, Milwaukee  
Term expires 12/31/2015

Chris Leffler, owner Leff's Luckytown, 7208 W. State Street  
Term expires 12/31/2016

Tom Schuler, community representative, 6228 W. State Street  
Term expires 12/31/2016

Catherine Ross, owner Center for Yoga, 7810 Harwood Avenue  
Term expires 12/31/2016

**Foregoing appointments ordered held as this was the first reading.**

**APPLICATIONS, COMMUNICATIONS, ETC.**

1. Notice of Claim: Tim MacGillis, 2388 N. 119th Street

**City Attorney**

2. Notice of Claim: William Robison, 6857 Milwaukee Avenue

**City Attorney**

3. Statement of Financial Condition for the month ending October 31, 2013

**Place on file**

4. Notice of Claim: Easter Seals Wisconsin, Inc., 101 Nob Hill Road, Suite 301, Madison

**City Attorney**

5. Notice of Claim: Peter Sommer, W179 N8642 Village Court, Menomonee Falls

**City Attorney**

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

1. Resolution granting a Class "B" Beer License to Wisconsin Wings, Inc., d/b/a Wingstop, 12132 W. Capitol Drive, Kurt J. Hodermann, agent, for the period ending June 30, 2014

**Committee recommended 4-0**

**RESOLUTION R-13-228**

WHEREAS, Kurt J. Hodermann, agent for Wisconsin Wings, Inc., d/b/a Wingstop, 12132 W. Capitol Drive, Wauwatosa, WI, has applied for a Class B Beer license;

NOW, THEREFORE, BE IT RESOLVED THAT a Class B Beer licenses be awarded to Kurt J. Hodermann, agent for Wisconsin Wings, Inc., d/b/a Wingstop, 12132 W. Capitol Drive, Wauwatosa, WI, for the period ending June 30, 2014.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Peter Donegan, Alderman
<b>SECONDER:</b>	Brian Ewerdt, Alderman
<b>AYES:</b>	Berdan, Birschel, Donegan, Dubinski, Ewerdt, Hanson, McBride, Moldenhauer, Organ, Pantuso, Roznowski, Tilleson, Walz-Chojnacki, Wilson
<b>EXCUSED:</b>	Causier, Wilke

2. Resolution granting a "Class A" Liquor and Class "A" Beer License to North Avenue Beer & Liquor LLC, d/b/a Buy Rite Liquor, 6002 W. North Avenue, Parkash Kaur, agent, for the period ending June 30, 2014

**Committee recommended 4-0**

**RESOLUTION R-13-229**

WHEREAS, Parkash Kaur, agent for North Avenue Beer & Liquor, LLC, d/b/a Buy Rite Liquor, 6002 W. North Avenue, Wauwatosa, WI, has applied for a Class A Beer and Class A Liquor license;

NOW, THEREFORE, BE IT RESOLVED THAT a Class A Beer and Class A Liquor license be awarded to Parkash Kaur, agent for North Avenue Beer & Liquor, LLC, d/b/a Buy Rite Liquor, 6002 W. North Avenue, Wauwatosa, WI, for the period ending June 30, 2014.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Peter Donegan, Alderman
<b>SECONDER:</b>	Brian Ewerdt, Alderman
<b>AYES:</b>	Berdan, Birschel, Donegan, Dubinski, Ewerdt, Hanson, McBride, Moldenhauer, Organ, Pantuso, Roznowski, Tilleson, Walz-Chojnacki, Wilson
<b>EXCUSED:</b>	Causier, Wilke

**FROM THE COMMITTEE ON BUDGET & FINANCE**

1. Resolution authorizing staff to enter into an agreement with R.A. Smith National in an amount up to \$400,000 to perform sanitary sewer investigations in the Project 3008 study area

**Committee recommended 6-0**

**RESOLUTION R-13-230**

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT permission be and the same is hereby granted to enter into an agreement with R.A. Smith National in an amount up to \$400,000. to perform sanitary sewer investigations in the Project 3008 study area; and

BE IT FURTHER RESOLVED THAT the competitive bidding process for this expenditure is hereby waived.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Craig Wilson, Alderman
<b>SECONDER:</b>	Cheryl Berdan, Alderwoman
<b>AYES:</b>	Berdan, Birschel, Donegan, Dubinski, Ewerdt, Hanson, McBride, Moldenhauer, Organ, Pantuso, Roznowski, Tilleson, Walz-Chojnacki, Wilson
<b>EXCUSED:</b>	Causier, Wilke

2. Resolution approving a Wisconsin Department of Natural Resources urban forestry grant application in the amount of \$3,116.86 to be used for employee tree assessment training

**Committee recommended 6-0**

**RESOLUTION R-13-231**

WHEREAS, the City of Wauwatosa hereby requests financial assistance under Sec. 20.370, Wis. Stats., Chapter NR 47, Wis. Admin. Code, for the purpose of funding urban and community forestry projects or urban forestry catastrophic storm projects specified in Sec. 20.370(5)(bw) and (1)(mv), Wis. Stats.,

THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa hereby authorizes William Porter, an official or employee, to act on its behalf to submit an application to the Department of Natural Resources for financial assistance under Sec. 20.370, Wis. Stats., Chapter NR 47, Wis. Admin. Code, sign the necessary documents, and submit a final report.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Craig Wilson, Alderman
<b>SECONDER:</b>	Cheryl Berdan, Alderwoman
<b>AYES:</b>	Berdan, Birschel, Donegan, Dubinski, Ewerdt, Hanson, McBride, Moldenhauer, Organ, Pantuso, Roznowski, Tilleson, Walz-Chojnacki, Wilson
<b>EXCUSED:</b>	Causier, Wilke

**3. Bills and Claims**

BILLS AND CLAIMS FOR THE PERIOD 11/20/13 - 12/03/13 --

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 11/20/13 - 12/03/13: \$4,041,534.33

It was moved by Ald. Hanson, seconded by Ald. Wilson that each and every account of bills and claims be allowed and ordered paid. Roll call vote, Ayes 13 Present 1 (Donegan)

**FROM THE BOARD OF PUBLIC WORKS**

1. Resolution awarding the bid of Contract 13-10 N. Mayfair Road Sanitary Sewer Improvements to Visu-Sewer for their bid price of \$117,836.41, lowest of two bids

**Board recommended 3-0**

**RESOLUTION** R-13-232

WHEREAS, the Board of Public Works recommends that the proper City Officials be authorized to enter into a contract for doing work of improvement under Contract 13-10 / Project 3002;

NOW, THEREFORE 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 Visu-Sewer, Inc. for the work of North Mayfair Road Sanitary Sewer Improvements and work incidental thereto under Contract 13-10 / Project 3002 at and for their bid price of \$117,836.41 This being the lowest and best bid.

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

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Tim Hanson, Alderman
<b>SECONDER:</b>	Craig Wilson, Alderman
<b>AYES:</b>	Berdan, Birschel, Donegan, Dubinski, Ewerdt, Hanson, McBride, Moldenhauer, Organ, Pantuso, Roznowski, Tilleson, Walz-Chojnacki, Wilson
<b>EXCUSED:</b>	Causier, Wilke

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Carla A. Ledesma, CMC, City Clerk