

CITY OF WAUWATOSA
MEMORIAL CIVIC CENTER
7725 WEST NORTH AVENUE
WAUWATOSA, WI 53213
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COMMON COUNCIL
Regular Meeting, Tuesday, June 17, 2003

PRESENT: Alds. Krol, McCarthy, Subotich, Sullivan, Treis, Bruderle-Baran, Becker, Casey, Ecks, Grimm, Heins, Herzog, Jenkins, Kopischke - 14

EXCUSED: Alds. Stepaniak, Matthews

ALSO PRESENT: Mr. Wontorek, City Administrator; Mr. Braier, Finance Director; Mr. Kesner; City Attorney; Mr. Kappel, Dir. of Public Works; Ms. Welch, Community Development Director; Police Capt. Sutter; Mr. Bembenek, Purchasing Mgr.; Mr. Coffaro, Asst. to the Administrator; Ms. Ledesma, City Clerk; Ms. Steinke, Recording Secretary

Mayor Estness in the Chair

The Mayor called the meeting to order at 7:37 p.m.

It was moved by Ald. Grimm, seconded by Ald. Kopischke 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 on the agenda was a public hearing to consider the following proposed ordinance:

ORDINANCE

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF WAUWATOSA BY REZONING THE LAND AT 6600 RIVER PARKWAY FROM AA LIGHT MANUFACTURING DISTRICT TO BUSINESS PLANNED DEVELOPMENT DISTRICT

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:

PARCEL A - 6540 RIVER PARKWAY

THAT PART OF LOTS 5 AND 6, BLOCK 1/ ASSESSOR'S PLAT NO. 33, BEING A PART OF THE NORTHEAST 1/4 OF SECTION 27, IN TOWN 7 NORTH, RANGE 21 EAST, IN THE CITY OF WAUWATOSA, COUNTY OF MILWAUKEE, STATE OF WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE CENTERLINE OF WEST STATE STREET AS PRESENTLY LOCATED, BEING THE NORTHEAST CORNER OF SAID LOT 5, RUNNING THENCE SOUTH

15°45'35" WEST ALONG THE EASTERLY LINE OF SAID LOT 5, 99 FEET TO THE POINT OF INTERSECTION OF THE SOUTH LINE OF THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD; CONTINUING THENCE SOUTH 15°45'35" WEST ALONG THE EASTERLY LINE OF SAID LOT 5, 332.00 FEET TO A POINT IN THE NORTH LINE OF MOTOR AVENUE; THENCE NORTH 74°14'25" WEST ALONG THE NORTH LINE OF MOTOR AVENUE 180.90 FEET TO A POINT; THENCE SOUTH 82°31'02" WEST ALONG THE NORTH LINE OF SAID MOTOR AVENUE 78.30 FEET TO A POINT; THENCE NORTH 74°14'25" WEST ALONG THE NORTHERLY LINE OF MOTOR AVENUE 147.15 FEET TO A POINT IN THE WEST LINE OF SAID LOT 6, WHICH IS 93.9 FEET NORTHERLY OF THE SOUTHWEST CORNER OF SAID LOT 6; THENCE NORTH 15°45'35" EAST, ALONG THE WESTERLY LINE OF LOT 6, 161.40 FEET TO A POINT; THENCE SOUTH 74°14'25" EAST 108.5 FEET TO A POINT; THENCE NORTH 15°45'35" EAST 203.5 FEET TO A POINT IN THE SOUTH LINE OF THE AFOREMENTIONED RAILROAD RIGHT OF WAY; CONTINUING THENCE NORTH 15°45'35" EAST 99 FEET TO A POINT IN THE CENTERLINE OF WEST STATE STREET AS PRESENTLY LOCATED, AND THENCE RUNNING SOUTH 74°14'25" EAST ALONG THE NORTHERLY LINE OF LOTS 5 AND 6, BEING THE CENTERLINE OF WEST STATE STREET AS PRESENTLY LOCATED 291.50 FEET TO THE PLACE OF BEGINNING EXCEPTING THEREFROM THE NORTH 99 FEET AND

PARCEL B - 6620 RIVER PARKWAY

THE NORTHERLY 302.5 FEET OF LOT 6 AND THE NORTHERLY 302.5 FEET OF THE WESTERLY 8.5 FEET OF LOT 5 IN BLOCK 1 IN ASSESSOR'S PLAT NO. 33, BEING A PART OF THE NORTHEAST 1/4 OF SECTION 27, IN TOWN 7 NORTH, RANGE 21 EAST, IN THE CITY OF WAUWATOSA, COUNTY OF MILWAUKEE, STATE OF WISCONSIN

is rezoned from AA Business District to Business Planned Development District.

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.

Proof of publication is in the file.

TO THE COMMON COUNCIL, CITY OF WAUWATOSA, WI,

The City Plan Commission, to whom was referred the application by the Laureate Group for rezoning and final plan approval of a Business Planned Development at 6600 River Parkway to construct a senior housing complex, recommends to the Common Council that the application be denied.

Dated this 11th day of February 2003.

Nancy L. Welch, Secretary
City Plan Commission

The Committee on Community Development has not yet made a recommendation to the Common Council, but is expected to do so at the June 24, 2003 committee meeting.

The public hearing was declared open and Ms. Welch gave an overview of the proposal, which would provide a 134-unit elderly housing complex comprised of 90 independent units and 44 assisted living units. Many conditions were attached to this application at the preliminary plan approval phase since the property lies in the floodplain. They have since been met, and included the following: (1) Elevation two feet above the floodplain; (2) Emergency access in the event of a flood; (3) Meeting all building requirements; (4) Approval of the Design Review Board and from the DNR to fill within a floodplain; (5) MMSD approval for sewer credits and use of a unique plumbing system.

The Plan Commission recommended denial on the grounds that the proposed development would not meet the State Street Plan and development hopes. That Plan is not definitive of what is to go on this site, however.

The Chair inquired if there was anyone of the public present who wished to be heard in favor of the proposed ordinance.

Beth Christie, Vice President, Laureate Group, 1805 Kensington Drive, Waukesha, stated that they have met with the Village Business Improvement District within the past four weeks to alleviate concerns. The BID has submitted a letter of support for the proposal. Staff has spent time at the Wauwatosa senior center explaining the project.

The Mayor read a June 6, 2003 letter of support from Bob Haase, Chair of the Milwaukee County Commission on Aging Advocacy Committee.

Karen Seidel, 4642 N. 101st Street, an occupational therapist, spoke highly of the Laureate Group. Her parents live at one of their facilities. The Laureate Group facilities tend to have waiting lists, and with good reason. The economic impact of this development will be positive for Wauwatosa with over 100 residents proposed for this facility. Not only will the Laureate Group residents shop and dine out in Wauwatosa, so will their visiting families.

Bill Cobb, 2658 N. 81st Street, stated this proposal addresses a housing need in Wauwatosa. If suitable housing is not available in Wauwatosa for seniors, they will move elsewhere. This causes a loss of productive people, and an economic loss for the city.

Brad Allen, 10838 W. Wisconsin Avenue, is a psychotherapist providing services to people over age 65. This type of housing complex will be good business for Wauwatosa, as it will give long-time residents the opportunity to stay in their community. Stress over moving to an unfamiliar area with unfamiliar people can cause tremendous anxiety and depression in seniors. This can impact health and functioning and make people more susceptible to disease.

Carol Wehrley, 2199 N. 73rd Street, opined that senior housing will fit into the diverse development plans envisioned for State Street. Many of today's seniors are active and will support the many businesses in the community. Having this housing in the city will allow them to continue their volunteer work and support their churches. Wauwatosa is losing vital members of the community because there are few housing options for seniors after they sell their homes.

Four-year resident Lisa Cohen, 6305 W. Wisconsin Avenue, stated she was ashamed after reading a recent article which suggested that there is no place for seniors in the State Street area. She pointed out that it is hard to find assisted living arrangements in Wauwatosa.

Jan Brunow, 10401 W. Vienna Avenue, stated that she and her husband's parents and an aunt live in two Laureate Group facilities. Laureate's management is caring and concerned about the residents and their families. Their elderly relatives could not stay in Wauwatosa because there are no facilities to meet their needs.

Bob Brunow, 10401 W. Vienna Avenue, stated that it is important to take care of the community's senior citizens and to support this proposal.

The Mayor read a June 12, 2003 letter from Chris Leffler, Riverway LLC, 6526 River Parkway, expressing support for the proposal. This reversed his earlier position opposing the planned development.

Carol Mae Anderson, 2346 N. 73rd Street, stated that she visited two other Laureate Group facilities in the area and was favorable impressed. She commented that she has not found Wauwatosa to be senior-friendly and welcomes this development as an option open to her once she can no longer take care of her home. Unlike some other developments, this one would not require a large endowment before moving in.

James Gerber, 7329 W. Lloyd Street, a 15-year resident, stated that this proposal is important to him and his family. The concept of 'family' should extend to older adults. Having a community with broad range of ages is enriching.

Ann Heidkamp, 7329 W. Lloyd Street, voiced support for the Laureate Group's proposal, noting that the other retirement communities in the city all require large endowments. This is a barrier for some people. There is little senior housing in Wauwatosa that the average person can afford. The Laureate Group proposal is accessible for people of many income levels. The Village is an excellent location because many active seniors want to be part of their community and what it has to offer. Likewise, the seniors' families will also spend money here while visiting.

Claudia Renaud, 2771 N. 118th Street, a 12-year resident, stated that her father lives in the Glendale Laureate Group facility. He was able to stay in his community and is in a safe environment. Don't force seniors to relocate to new communities. She asked the council members where *they* want to live when they can no longer live in their homes.

Karen Robison, Chair of the Milwaukee County Commission on Aging, voice support for the proposal, noting that senior should have the option of remaining in Wauwatosa.

Robert McLeod, 835 N. 60th Street, stated that this proposal is what the community needs. It would be an excellent addition to Wauwatosa's housing stock if approved.

Richard Dowdle, 1809 Alta Vista Avenue, a health care program evaluator, stated that his aunt lives in a Laureate Group facility and would have had few other housing options had this not been available. It is safe, the food is nutritious, there are scheduled activities, the staff consistency factor is excellent, and staff is responsive to her medical needs.

Peter Giljohann, 909 N. Mayfair Road, president of Prime Financial Services and a certified senior advisory, stated that his business takes him to many assisted or senior housing arrangements in southeastern Wisconsin. Laureate Group offers among the best facilities. Their attention to detail is excellent.

The following individuals registered in favor of the proposal, but did not speak: Laura Gerber, 7329 W. Lloyd Street, Robert Hepp, 6104 W. Wells Street, Lynn and Helen Peterson, 2258 Lefebvre Avenue, Aldo Zaroni, 6935 Milwaukee Avenue, Jane Gerber, 9005 W. North Avenue, Victoria Schaff, 10422 W. Hillside Avenue, Colletta Wein, 2457 N. 61st Street, Karen Eiden, 2377 N. 88th Street, Mary Baumann, 11120 W. Gilbert Avenue, and Ed Wenzler of Wenzler Architects, 205 W. Highland Avenue (project architect.) The mayor read a letter submitted by Mary Baumann.

The Chair inquired if anyone of the public present wished to be heard in opposition to the proposed ordinance.

Bob Eckert, 6510 W. State Street, owner of Eckert Door Company, questioned the wisdom of the location of this proposal. Eckert's equipment (rollers, saws, planers) are loud, and 26 trains travel the nearby tracks each day. He himself would never choose to live at this location because of the noise. He questioned the sufficiency of the sewer system and emergency plans in case of a flood. Surely there must be more desirable locations within the city where this development can proceed.

Gary Kandziora, 6124 W. Martin Drive, stated that he lives northeast of the proposed building site. People in support of this development don't live in the area. He suggested that the apartment complex, The Reserve on State Street, has occupancy problems because of ongoing pollution caused by a nearby foundry. This foundry uses many dangerous chemicals and produces dust; when the wind blows to the south, residents of this development would not be able to walk outside because of pollution. They couldn't walk to Hart Park or the senior center if the wind were blowing from the southwest. People with respiratory problems could find their conditions exacerbated by the pollution. Mr. Kandziora stated that he lives one and one-half blocks north of the railroad tracks and the vibrations from passing trains wake him at night. The proposed facility would be right next to the railroad tracks. Residents will hear the trains and feel their building shake. If a train were to derail, would the fire department be able to access this building? At the very least, the developer should consider property on the north side of State Street rather than the proposed location, or find another, more suitable site altogether.

The Chair inquired if there were any members of the public present who had any questions or comments.

Eugene Nickel, 555 Robertson Street, observed that this proposal appears to satisfy the needs of seniors. Have any projections been done to estimate how many residents will likely be from Wauwatosa? Would residents receive their initial deposits back upon vacating the premises?

Ms. Christie, Laureate Group, stated that the security deposit covers damage beyond the normal wear and tear. Depending upon the condition of the unit upon vacation, the entire amount could be refunded. She noted that data suggests 80% of the residents will come from within a five-mile radius of the proposed development. Based upon this information, the majority are expected to be Wauwatosa residents.

The mayor responded to an earlier comment about access following a train derailment, explaining that the fire department has mutual aid agreements with other communities, among other tools, to address a situation such as this. Entire neighborhoods can be affected by a derailment, and contingency plans have been developed to address those situations.

The public hearing was declared closed.

Ordered held to the next Common Council meeting, July 1, 2003.

BREAK 8:45 p.m. – 8:52 p.m.

APPOINTMENTS BY THE MAYOR

Ad Hoc Cable Television Committee

Ald. Tom Treis

Ald. Jim Ecks

Jim Kolbeck, 8202 Woodland Avenue (13)

Mary Mulroy, Library Director

Tom Otzelberger, IT Manager

Bill Kappel, Public Works Director

Alan Kesner, City Attorney

Brian Bloczynski, 2020 Church Street (13)

Betsy Flood, 8332 Gridley Avenue (13)

(Terms to end 6/30/06)

Foregoing appointments ordered held as this was the first reading.

Civic Celebration Commission

Dan Lofy, 202 Forest

(Term ends 12/31/07)

It was moved by Ald. Casey, seconded by Ald. Heins to concur with the foregoing appointment. -14

APPLICATIONS, COMMUNICATIONS, ETC.

1. Memorandum from Christy Brooks, Wauwatosa Civil Service Commission chair, regarding diversity in the city's workforce
City Administrator
2. Wauwatosa Water Utility Statement of Receipts and Disbursements for month ended May 31, 2003
Place on file
3. City of Wauwatosa Investment Summary as of May 31, 2003
Place on file
4. Letter from Lori A. Wargolet, board president, Village of Wauwatosa Business Improvement District, expressing the Board's support of The Laureate Group's proposed development at 6600 River Parkway
Add to existing file
5. Letter from Robert B. Eckert, president of Eckert Door Co., Inc., opposing the proposed development at 6600 River Parkway
Add to existing file
6. Letter from Rick Moon, 7808 W. Wright Street, urging approval of the proposed development at 6600 River Parkway
Add to existing file

7. Letter from Mary H. Baumann, 11120 W. Gilbert Avenue, Unit L, urging approval of the proposed development at 6600 River Parkway
Add to existing file
8. Letter from Colletta Wein, 2457 N. 61st Street, urging approval of the proposed development at 6600 River Parkway
Add to existing file
9. Letter from Bob Haase, Chair, Milwaukee County Commission on Aging Advocacy Committee, urging approval of the proposed development at 6600 River Parkway
Add to existing file
10. Letter from Gary Zimmerman, Zimmerman Design Group, urging reference to the 1997 Johnson, Johnson and Roy Land Use Plan and Recommendation for the Village in connection with the proposed development at 6600 River Parkway
Add to existing file
11. Notice of Claim: Kathleen M. Bermel-Danner, 3169 N. 80th Street, Milwaukee
City Attorney
12. E-mail from Sandra Greenfield, Wauwatosa Beautification Committee, requesting permission to place identification and dedication signage in the Village “pocket park”
Director of Public Works
13. Special Use application for a proposed retail development including an eating/drinking establishment at 151 N. Mayfair Road
Plan Commission, Board of Zoning Appeals
14. Special Use application for a rear addition to a legal non-conforming structure at 2118 N. 84th Street
Plan Commission, Board of Zoning Appeals
15. City of Wauwatosa Statement of Financial Condition as of May 31, 2003
Place on file
16. Application for a land combination in the BB Two Family Residential District at 6846 Milwaukee Avenue
Plan Commission, Community Development Committee
17. Conditional Use application for a wireless telecommunication facility in the AA Business District at 2600 N. Mayfair Road
Plan Commission, Community Development Committee
18. Conditional Use application for construction of a credit union building in the AA Business District at 7608 W. Blue Mound Road
Plan Commission, Community Development Committee

FROM THE COMMITTEE ON BUDGET & FINANCE FOR INTRODUCTION

1. Ordinance amending Sections 18.01.020 and 18.01.050A of the City Code by changing the term “single family residence” to “residential unit”
Re-refer to originating committee

FROM THE COMM. ON LEGISLATIONS, LICENSING AND COMMUNICATIONS

RESOLUTION R-03-157

WHEREAS, Roaring Fork!, LLC, d/b/a Qdoba Mexican Grill, 418 N. Mayfair Road, Wauwatosa, WI, has applied for a Class B beer and liquor license;

NOW, THEREFORE, BE IT RESOLVED THAT a Class B beer and liquor license be awarded to Roaring Fork!, LLC, d/b/a Qdoba Mexican Grill, 418 N. Mayfair Road, Wauwatosa, WI, for the period ending June 30, 2004.

FROM THE COMM. ON LEGISLATIONS, LICENSING AND COMMUNICATIONS

RESOLUTION R-03-158

WHEREAS, Michael Jackson, 8637 Glencoe Circle, Wauwatosa, WI, applied for an operator's license in conjunction with his employment at Colonel Hart's, 7342 W. State Street, Wauwatosa, WI;

NOW, THEREFORE, BE IT RESOLVED THAT Michael Jackson is hereby issued an operator's license for the period ending June 30, 2004.

It was moved by Ald. Treis, seconded by Ald. Bruderle -
Baran to approve the two foregoing resolutions. -14

FROM THE COMMITTEE ON TRAFFIC AND SAFETY

ORDINANCE O-03-16

AN ORDINANCE AMENDING WAUWATOSA CODE SECTION 11.32.080 TO CREATE A FIFTEEN MINUTE PARKING ZONE ON THE NORTH SIDE OF PORTLAND AVENUE AT WILSON ELEMENTARY SCHOOL

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

Part I. Wauwatosa Code Section 11.32.080 is hereby amended as follows:

The item designated as (tt) shall be amended by being defined
As "on school days for more than fifteen minutes between
7:30 AM and 4:30 PM"

Part II. The "schedule of streets, and portions," of Section 11.32.080 of the Wauwatosa Code of Ordinances shall be amended by adding to the "Portland Avenue – North side" section the following restrictions:

(tt) from the east driveway of Wilson Elementary School to
a point 117 feet east thereof.

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

FROM THE COMMITTEE ON TRAFFIC AND SAFETY

TO THE COMMON COUNCIL, CITY OF WAUWATOSA –

The Committee on Traffic and Safety to whom was referred a request for consideration of a change of time in overnight parking regulations recommends to the Common Council that the matter be placed on file.

Dated this 10th day of June 2003.

Committee on Traffic and Safety

It was moved by Ald. Krol, seconded by Ald. Herzog to adopt the foregoing ordinance and to approve the foregoing report. -14

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

AMENDED RESOLUTION R-03-159

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin THAT permission be and the same is hereby granted to Joseph Condon and Jeffrey and Deborah Schutte to subdivide the property located at 6830 St. James Street, more particularly described as follows:

A Rorick Subdivision, SW ¼ Section 22-7-21 that part Lot 6 described as commencing on south line Lot 6, 121.47 feet southeast of southwest corner said lot, then northeasterly 160.06 feet, southeasterly 66.56 feet, south 180.80 feet, then northwesterly 96.33 feet to point of beginning, except part for street

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-03-160

WHEREAS, Brian McQuestion has applied for a Conditional Use for outside storage of concrete castings in the AA Light Manufacturing District at 3000 N. 114th Street and;

WHEREAS, this request was reviewed and recommended by the City Plan Commission and;

WHEREAS, the Committee on Community Development determined that the applicant had not met the conditions required for approval and has recommended denial of the application.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Wauwatosa, Wisconsin hereby denies a request by Brian McQuestion for a Conditional Use for outside storage of concrete castings in the AA Light Manufacturing District at 3000 N. 114th Street.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-03-161

WHEREAS, Robert Peregrine, Jr. and Denise Kalina, on behalf of Equitable Bank, have applied for a Conditional Use in the AA Business District at 2290 North Mayfair Road to install an Automated Teller Machine 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 that the Common Council of the City of Wauwatosa, Wisconsin hereby grants Equitable Bank a Conditional Use in the AA Business District at 2290 North Mayfair Road to install an Automated Teller Machine contingent upon the following conditions:

- 1) obtaining the necessary licenses and permits
- 2) revised parking lot plan approval
- 3) review

It was moved by Ald. Heins, seconded by Ald. Ecks to approve the three foregoing resolutions. -14

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-162

WHEREAS, the Purchasing Manager has recommended that the current contract for the ISDN telecommunications circuit serving City Hall be renewed for only 39 months in order to be co-terminus with other existing communications contracts; and

WHEREAS, the proposal of SBC Ameritech (Ameritech Business Communications Services) for provision of this service reduces the cost by approximately 30% from the present cost; and

WHEREAS, the incremental cost of changing providers for such a short term contract would eliminate any budget savings from any lower bid for such service;

NOW, THEREFORE, BE IT RESOLVED THAT the recommendation of the Purchasing Manager to approve a 39 month contract renewal with SBC Ameritech for ISDN telecommunication service to City Hall and the Civic Center complex is hereby approved.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-163

WHEREAS, the postal meter and mail machine system in the purchasing department is currently six years old and becoming obsolete; and

WHEREAS, rental of a new machine would be more expensive than purchasing a new machine for the next four year period, when replacement of the current machine would be mandatory; and

WHEREAS, the costs of maintenance on the old mail machine equipment are likely to exceed budgeted amounts over the next four years;

NOW, THEREFORE, BE IT RESOLVED THAT the recommendation of the purchasing manager to purchase a new mailing machine at a cost of \$1,867.50 is hereby approved.

BE IT FURTHER RESOLVED THAT a transfer of \$1,867.50 from the Municipal Complex Telephone Account to Purchasing Department Capital Account is hereby approved for this purpose.

It was moved by Ald. Casey, seconded by Ald. Bruderle -
Baran to approve the two foregoing resolutions. -14

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-164

WHEREAS, the City Attorney has recommended settlement of the case of Vernon Mickow v. City of Wauwatosa;

NOW, THEREFORE, BE IT RESOLVED THAT the proposed settlement recommended by the City Attorney in the matter of Vernon Mickow v. City of Wauwatosa, in the amount of \$10,500.00, is hereby approved.

It was moved by Ald. Casey, seconded by Ald. Bruderle -
Baran to approve the foregoing resolution. Ayes 13,
Present 1 (Sullivan)

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 6/4/03 – 6/17/03 --

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 6/4/03 – 6/17/03: \$1,321,167.57

It was moved by Ald. Casey, seconded by Ald. McCarthy that each and every one of the accounts of bills and claims be allowed and ordered paid. Upon roll call vote, the vote was Ayes 14.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-03-165

WHEREAS, the City of Wauwatosa intends to repave portions of 124th Street between Ruby Avenue and Hampton Avenue, a part of which borders the City of Milwaukee; and

WHEREAS, Wauwatosa is the lead agency on the project and will contract for the construction; and

WHEREAS, the City of Milwaukee has agreed to pay its proportionate share of costs of the project prorated based upon a percentage of construction finally conducted in each municipality; and

WHEREAS, a cost-sharing agreement has been negotiated with the City of Milwaukee to provide that the City of Milwaukee will reimburse Wauwatosa for the cost of construction within the City of Milwaukee;

NOW, THEREFORE, BE IT RESOLVED THAT the cost-sharing agreement between the City of Wauwatosa and the City of Milwaukee for construction on that portion of N. 124th Street between Ruby Avenue extended and Hampton Avenue is hereby approved.

It was moved by Ald. Herzog, seconded by Ald. Bruderle-Baran to approve the foregoing resolution. -14

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-03-166

WHEREAS, Bepor Enterprises, 1540 N. 68th Street, requested permission to encroach onto City property with an awning; and

NOW, THEREFORE, BE IT RESOLVED THAT the encroachment onto the City right-of-way requested by Bepor Enterprises, 1540 N. 68th Street is hereby approved, contingent upon execution of an appropriate encroachment agreement.

It was moved by Ald. Herzog, seconded by Ald. Bruderle-Baran to approve the foregoing resolution. -14

There being no further business, the meeting adjourned at 9:05 p.m.