



CITY OF WAUWATOSA
MEMORIAL CIVIC CENTER
7725 WEST NORTH AVENUE
WAUWATOSA, WI 53213
Telephone: (414) 479-8917
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COMMON COUNCIL
Regular Meeting, Tuesday, August 5, 2003

PRESENT: Alds. Stepaniak, Subotich, Sullivan, Treis, Bruderle-Baran, Becker, Casey, Ecks, Grimm, Heins, Herzog, Jenkins, Krol, Matthews, McCarthy - 15

EXCUSED: Ald. Kopischke

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. Reit; Mr. Brown, Personnel Director; Dr. Kreuser, Health Officer; Fire Chief Redman; Asst. Fire Chief Hevey; Mr. Wojcehowicz, Water Supt.; Ms. Ledesma, City Clerk; Ms. Williams, Deputy City Clerk

Mayor Estness in the Chair

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

It was moved by Ald. Grimm, seconded by Ald. Jenkins that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. - 15

APPOINTMENTS BY THE MAYOR

Board of Parks and Forestry Commissioners

Dan Mitchell, 11925 W. Oxford Place (26)
(Term ends 4/30/06)

Design Review Board B

John Pernice, 2361 N. 88th Street (26)
(Term ends 12/31/05)

Civil Service Commission

Thomas Mongan, 8425 W. Clarke Street (26)
(Term ends 9/30/04)

Foregoing appointments ordered held as this was the first reading.

It was moved by Ald. Heins, seconded by Ald. Casey to concur with the foregoing appointment. -15

APPLICATIONS, COMMUNICATIONS, ETC.

1. City of Wauwatosa Bank Reconciliation of Depository Accounts as of June 31, 2003
Place on file
2. Notice of Claim: Barbara A. Marks, 6726 W. Blue Mound Road
City Attorney
3. Letter from Charlotte Kotlarek and Mike Kreiter, Fisher Woods Neighborhood Association, disavowing the Association's support of a request by Richard Bachman to proceed with development of a 10-acre park and 18 homes at the northwest corner of the city landfill site
Director of Community Development
4. Letter from Chris J. Marlin, V.P., Human Resources, Western Industries, Inc., informing the city of impending closure of the Western Industries plant at 1211 N. 62nd Street
Place on file
5. Southeastern Wisconsin Regional Planning Commission "A Regional Freeway System Reconstruction Plan for Southeastern Wisconsin"
Place on file
6. Special Use application to operate a 24-hour service station at 10324 W. Blue Mound Road
Plan Commission, Board of Zoning Appeals
7. Application for a land combination at 6524 Romona Avenue
Plan Commission, Committee on Community Development
8. Conditional Use application to construct a 9-story parking structure in the Medical Center and Institutions District at 9200 Connell Avenue
Plan Commission, Committee on Community Development
9. Special Use application to expand the existing George Webb Restaurant at 12201 W. North Avenue
Plan Commission, Board of Zoning Appeals
10. Special Use application to construct a utility/garage building with a height over 16 feet at 12237 W. Watertown Plank Road
Plan Commission, Board of Zoning Appeals
11. Special Use application to construct a dormer addition to a legal, non-conforming structure at 9329 Beverly Place
Plan Commission, Board of Zoning Appeals
12. Special Use application for outdoor seating at Stone Creek Coffee, 8340 W. Blue Mound Road
Plan Commission, Board of Zoning Appeals
13. Conditional Use application to expand the existing building by 48,000 square feet and increasing the parking at 8700 Watertown Plank Road
Plan Commission, Committee on Community Development
14. Conditional Use application to operate a massage therapy establishment at 6101 W. Vliet Street
Plan Commission, Committee on Community Development

15. Conditional Use application to install rooftop telecommunications antennas and associate equipment at San Camillo, 10200 W. Blue Mound Road
Plan Commission, Committee on Community Development
16. Conditional Use application to operate a home furnishings store with new and secondhand merchandise at 7215 W. North Avenue
Plan Commission, Committee on Community Development
17. Letter from Bryan Mowry, American Heart Association, supporting a proposed smoke-free restaurant ordinance in Wauwatosa
Add to existing file
18. Letter from Kathy Barry, Coordinator, Healthy Air for Restaurants in 'Tosa, requesting adoption of an ordinance requiring all restaurants in Wauwatosa to be smoke free
City Attorney, Health Officer
19. Letter from Dave Schultz, American Cancer Society Midwest Division Board of Directors, supporting the requested smoke-free restaurant ordinance
Add to existing file
20. Letter from Maggie Butterfield, Board of Health Chair, supporting the requested smoke-free restaurant ordinance
Add to existing file
21. Special Use application to construct a dormer addition to a legal, non-conforming dwelling at 7933 Milwaukee Avenue
Plan Commission, Board of Zoning Appeals
22. Letter from Margaret MacLeod Brahm, President and CEO, American Lung Association of Wisconsin, supporting the requested smoke-free restaurant ordinance
Add to existing file
23. Special Use application for outdoor seating at Bruegger's Bagels, 8340 W. Blue Mound Road
Plan Commission, Board of Zoning Appeals
24. Proposed resolution proclaiming August 24-31, 2003 Harley-Davidson week in Wauwatosa
Requested under suspension of the rules
25. Notice of Claim: Walter Miller, 2525 N. 89th Street
City Attorney

It was moved by Ald. Casey, seconded by Ald. Krol to approve item #24 under suspension of the rules. -15

The adopted resolution is as follows:

RESOLUTION R-03-186

WHEREAS, in 1903, William Harley and Arthur Davidson produced the first Harley-Davidson motorcycle in a 10 x 15 foot wooden shack in Milwaukee, Wisconsin; and,

WHEREAS, in 1947, the Harley-Davidson Motor Company purchased the Capitol Drive plant in Wauwatosa, Wisconsin, and moved much of its manufacturing operations to that location; and,

WHEREAS, in 1981, 13 senior executives purchased the Harley-Davidson Motor Company back from the AMF Corporation; and,

WHEREAS, in 1987, Harley-Davidson petitioned the International Trade Commission to drop tariffs on heavyweight motorcycles one year early, because it was confident of its ability to compete in the marketplace with its motorcycles; and,

WHEREAS, in 1997, the company opened the 217,000 square foot Willie G. Davidson Product Development Center in Wauwatosa, where future motorcycles and engines are designed; and,

WHEREAS, in 2003, the Product Development Center in Wauwatosa was doubled in size; and,

WHEREAS, in August, 2003, the Harley-Davidson Motor Company is celebrating its 100th year as the only continuous motorcycle manufacturer in the world to reach this milestone.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa THAT the week of August 14 to 31, 2003 is hereby proclaimed to be Harley-Davidson Week in the City of Wauwatosa.

BE IT FURTHER RESOLVED THAT the City of Wauwatosa congratulates the management and workers of the Harley-Davidson Motor Company on the occasion of its 100th birthday, and welcomes the employees, dealers, Harley-Davidson owners and motorcycle enthusiasts from around the world to our City and the Milwaukee area.

FROM THE COMMITTEE ON TRAFFIC & SAFETY FOR INTRODUCTION

1. Ordinance amending Section 11.32.080 of the City Code by removing parking restrictions on the west side of N. 77th Street adjacent to 7700 W. Blue Mound Road and adding a one hour parking restriction on the west side of N. 77th Street and the south side of Mary Ellen Place
Re-refer to originating committee

FROM THE COMMITTEE ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-03-187

WHEREAS, Catherine Evanich, 2345 Brooksprings Drive #2, Brookfield, WI, has applied for an operator's license in conjunction with her employment at The Open Hearth, 2930 N. 117th Street, Wauwatosa, WI;

NOW, THEREFORE, BE IT RESOLVED THAT Catherine Evanich is hereby issued an operator's license for the period ending June 30, 2004;

BE IT FURTHER RESOLVED THAT the Wauwatosa Police Department is directed to review Ms. Evanich's record six months after issuance of this initial license and report back to the Committee on Legislation, Licensing and Communications if any new significant issues or concerns are revealed at that time.

FROM THE COMMITTEE ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-03-188

WHEREAS, Nicholas Schneider, 215 W. Maple Street #508, Milwaukee, WI, has applied for an operator's license in conjunction with his employment at Anna Bart (Ristorante Bartolotta), 7616 W. State Street, Wauwatosa, WI;

NOW, THEREFORE, BE IT RESOLVED THAT Nicholas Schneider is hereby approved to be issued an operator's license for the period ending June 30, 2004.

It was moved by Ald. Ecks, seconded by Ald. Sullivan to approve the two foregoing resolutions. - 15

FROM THE COMMITTEE ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION

WHEREAS, on July 15, 2003, the Common Council adopted a policy regarding the types of materials, including insert materials, to be included with the City of Wauwatosa newsletter, and the allocation of costs to organizations inserting those materials; and

WHEREAS, the Wauwatosa Curling Club's request for insertion of a one-page flier in the Fall Newsletter was rejected by the City Administrator as being inconsistent with the policy; and

WHEREAS, the policy provides that decisions of the City Administrator under the article and insertion policy are subject to appeal to the Committee on Legislation and Licensing and the Common Council, which the Curling Club has done;

NOW, THEREFORE, BE IT RESOLVED THAT inclusion of the Wauwatosa Curling Club's requested insert for the Fall Newsletter is hereby approved, subject to the Curling Club's payment of the costs incurred by the City as a result of the insert, approximately \$650.

It was moved by Ald. Sullivan, seconded by Ald. Grimm to approve the foregoing resolution. -

It was moved by Ald. McCarthy to refer back to committee for the purpose of developing a policy and reconsidering this item. -Motion withdrawn after discussion.

Vote on original motion, upon roll call vote, was Ayes 5 (Subotich, Sullivan, Grimm, Herzog, McCarthy), Noes 10. --Motion failed.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-03-189

WHEREAS, John Udvar, First Service Credit Union, and Robert Foley have applied for a Conditional Use to construct a credit union building at 7608 W. Blue Mound Road, located in the AA Business District, 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 a Conditional Use to John Udvar, First Service Credit Union, and Robert Foley construct a credit union building at 7608 W. Blue Mound Road, located in the AA Business District.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-03-190

WHEREAS, Stephen Smith, Mayfair Properties, Inc., has applied for a Conditional Use to install wireless telecommunications antennas and equipment at 2600 N. Mayfair Road, located in the AA Business District, 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 a Conditional Use to Stephen Smith, Mayfair Properties, Inc, to install wireless telecommunications antennas and equipment at 2600 N. Mayfair Road, located in the AA Business District.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-03-191

WHEREAS, Mark Russert, agent for Voicestream, has applied for a Conditional Use to install a wireless communication facility on City-owned property at 1155 N. 73rd Street, located in the Parks and Open Space District, 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 a Conditional Use to Mark Russert, agent for Voicestream, to install a wireless communication facility on City-owned property at 1155 N. 73rd Street, located in the Parks and Open Space District; subject to proper nighttime illumination of the flagpole/antenna.

BE IT FURTHER RESOLVED THAT the proper city officials are hereby authorized to enter into a lease agreement with Voicestream for the installation of a wireless communication facility.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-03-192

WHEREAS, the Committee on Community Development requested at a previous meeting that the Public Works Director prepare a policy for discussion regarding various problems associated with parade viewers “reserving” space at the annual Fourth of July Parade for many days in advance of the parade date itself; and

WHEREAS, these problems included obstructed bus stops, blocked side access from parked cars, blocked business access, and chairs being blown into the street during inclement weather; and

WHEREAS, current law allows the removal and prohibition of such “reservation chairs” and similar items by City personnel pursuant to regulations regarding encroachment on the City right of way, although that policy has not been uniformly enforced in the recent past;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa adopts the following policy regarding enforcement of right-of way encroachment violations during the days preceding the annual Fourth of July Parade:

1. No portion of the public way may be obstructed by chairs, blankets, tape, rope, or any other type of “reservation” device until 6:00 a.m. on the day of the parade.
2. At that time, there should be a responsible person at least 12 years of age present should weather conditions warrant an attendant to insure items remain on the curb and off the street.
3. Items placed out prior to 6:00 a.m. may be confiscated without notice. The city retains the right to dispose of these items.
4. Items unattended in the street may also be confiscated.
5. The temporary no parking signs will carry a warning of “No items in right of way prior to 6:00 a.m. on parade day” (or similar language)

BE IT FURTHER RESOLVED THAT the City of Wauwatosa shall publicize the adoption of this new policy during the time prior to the parade through the city website, the cable television channel and the city newsletter, in addition to the signs posted on the route.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-03-193

WHEREAS, the Chief Inspector for the City of Wauwatosa Building Department has recently chaired an ad hoc committee of the Southeastern Chapter of the Building Inspectors' Association of Wisconsin which reviewed the necessity and feasibility of providing mutual aid between municipalities for building inspections; and

WHEREAS, the group has approved a proposed Intergovernmental Cooperation Agreement for building inspection services mutual aid to be entered into by participating municipalities; and

WHEREAS the primary purpose in the agreement for providing such mutual aid is for emergency situations, but can also be utilized for vacation and illness coverage if desired by the participating municipalities;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa is hereby authorized to enter into an Intergovernmental Agreement for Building Inspection Mutual aid, as described in the memorandum of the Chief Inspector to the Community Development Committee dated July 24, 2003, the terms of which agreement are outlined in the proposal attached hereto and incorporated herein.

It was moved by Ald. Heins, seconded by Ald. Krol to approve the five foregoing resolutions. -15

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-195

WHEREAS, the Common Council previously approved the application of the Fire Department for a Federal Emergency Management Agency (FEMA) Grant in the amount of \$270,900 for a radio system upgrade; and

WHEREAS, acceptance of the FEMA Grant requires \$30,100 in matching funds to be provided by the City of Wauwatosa; and

WHEREAS, the City's matching funds can be realized by amending the projected cost for installation of a generator at Fire Station #2 from \$70,000 to \$40,000, by reallocating long term debt in the amount of \$30,100 to the matching funds for purchase of the radios, and recognizing that \$12,739 in uncommitted long-term debt remains for final acceptance of the Quint Apparatus;

NOW, THEREFORE, BE IT RESOLVED THAT the acceptance of a FEMA Grant in the amount of \$270,900 for purchase of radio upgrades in the Fire Department , is hereby approved; and

BE IT FURTHER RESOLVED THAT the amount allocated for purchase of the generator for Fire Station #2 is hereby amended from \$70,000 to \$40,000; and

BE IT FURTHER RESOLVED THAT \$30,100 of 2003 long term debt is hereby allocated to matching funds for purchase or the radio upgrade; and

BE IT FINALLY RESOLVED THAT \$12,739 of uncommitted long term debt is hereby recognized for potential change orders associated with final acceptance of the Quint Apparatus currently on order.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-199

WHEREAS, the budget reduction implementation plan for the year 2003 requires a hiring freeze for all vacant positions without specific approval of the Common Council; and

WHEREAS, there currently exists a vacancy in an Equipment Operator I position within the Wauwatosa Department of Public Works due to the recent discharge of an individual in that position; and

WHEREAS, filling the position of Equipment Operator I is necessary to maintain current levels of staffing for public service and will not affect the already approved budget reductions of the Wauwatosa Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED THAT the request for an exception to the hiring freeze to fill the position of Equipment Operator I in the City of Wauwatosa Department of Public Works is hereby approved.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-200

WHEREAS, the budget reduction implementation plan for the year 2003 requires a hiring freeze for all vacant positions without specific approval of the Common Council; and

WHEREAS, a vacancy in the Secretary III position within the Wauwatosa Department of Public Works is anticipated due to the upcoming retirement of an individual in that position; and

WHEREAS, the Director of Public Works has requested that the individual hired to fill this position be allowed three days of overlapping time before the retirement of the individual presently holding the position in order to effectively transition the functions of the position; and

WHEREAS, the Civil Service Commission has approved the recruitment of the individual to this position from internal candidates; and

WHEREAS, filling the position of Secretary III is necessary to maintain current levels of staffing for public service and filling the position with the requested three days' overlap time will not affect the already approved budget reductions of the Wauwatosa Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED THAT the request for an exception to the hiring freeze to fill the position of Secretary III in the City of Wauwatosa Department of Public Works is hereby approved.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-201

WHEREAS, the Common Council previously approved, in 2002, purchase and installation of a waste oil heater for a portion of the public works garage, with total funding of \$7,000; and

WHEREAS, the heater was purchased in 2002 for \$4,552, but installation did not occur until 2003; and

WHEREAS, the costs of installation of the waste oil heater were \$6,706, due to unanticipated code compliance issues regarding the installation; and

WHEREAS, funding is currently available in the appropriate accounts for payment of the \$4,258 in cost overruns for installation of the waste oil heater;

NOW, THEREFORE, BE IT RESOLVED THAT the payment of the vendor invoice for installation of the waste oil heater in the public works garage at a price \$4,258 in excess of projected costs is hereby approved.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-202

WHEREAS, the Common Council previously approved replacement of the roof of the Public Works building, with work to take place beginning in September, 2003; and

WHEREAS, the rooftop cooling unit at the public works building is currently not functioning properly and needs to be replaced; and

WHEREAS, the replacement of the cooling unit prior to the re-roofing of the public works building would be the most desirable timing to avoid possible damage to the new roof; and

WHEREAS, following an already-executed fund transfer into the Public Works Building Maintenance Account, funding for the replacement of the rooftop cooling unit at a cost of up to \$12,000 is currently available;

NOW, THEREFORE, BE IT RESOLVED THAT the replacement of the rooftop cooling unit at the public works building at a total cost not to exceed \$12,000 is hereby approved.

It was moved by Ald. Stepaniak, seconded by Ald. Casey to approve the five foregoing resolutions. -15

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-194

WHEREAS, layoffs resulting from budget reductions in 2003 as well as anticipated layoffs of seasonal employees will result in a greater-than budgeted obligation on the part of the City for payment of unemployment benefits; and

WHEREAS, these anticipated unemployment benefit obligation are \$18,415 for the remainder of the calendar year 2003; and

WHEREAS, part of the increased obligation can be met by transfer \$8,600 from various Personnel Department Accounts as more particularly described in the July 18, 2003, memorandum from the Personnel Director; and

WHEREAS, remaining funding, in the amount of \$9,815, is required from the Reserve for Contingencies;

NOW, THEREFORE, BE IT RESOLVED THAT the transfer of \$8,600 to the unemployment benefits account from the various accounts of the Personnel Department, as described in the July 18, 2003, memorandum of the personnel director, is hereby approved; and

BE IT FURTHER RESOLVED THAT the transfer of \$9,815 from the Reserve for Contingencies to the Unemployment Benefits Account is hereby approved.

It was moved by Ald. Stepaniak, seconded by Ald. Casey to approve the foregoing resolution. Upon roll call vote, the vote was Ayes 15.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-196

WHEREAS, the Police Department had previously planned for replacement of 90 Glock .40 pistols in the Capitol Improvement Plan for 2005 at a projected cost of \$42,000; and

WHEREAS, Negotiations with Glock, Inc., the supplier of police pistols, has resulted in a current opportunity to replace 90 Glock pistols at a net cost of only \$8,820 due to high trade-in value of the current pistols, significantly below the projected 2005 cost; and

WHEREAS, the offer for the trade-in and significantly reduced net cost will only be made available to the Police Department for a limited time; and

WHEREAS, funding for the current purchase is not available in the current Police Department budget;

NOW, THEREFORE, BE IT RESOLVED THAT the purchase of 90 new Glock .40 pistols at a net cost of \$8,820 after trade-in of the current Glock pistols, is hereby approved; and

BE IT FURTHER RESOLVED THAT funding for this purchase via a fund transfer from the Reserve for Contingencies to the Police Department Budget is approved.

It was moved by Ald. Stepaniak, seconded by Ald. Casey to approve the foregoing resolution. Upon roll call vote, the vote was Ayes 14, Noes 1 (Bruderle-Baran)

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-197

WHEREAS, the budget reduction implementation plan for the year 2003 requires a hiring freeze for all vacant positions without specific approval of the Common Council; and

WHEREAS, a vacancy in the Bioterrorism Coordinator Assistant position within the Wauwatosa Department of Health is anticipated due to the upcoming resignation of the individual in that position; and

WHEREAS, the Bioterrorism Coordinator Assistant position, currently a part-time position, is entirely funded through the Milwaukee/Waukesha County Bioterrorism Consortium Grant; and

WHEREAS, the Health Officer has requested the option to convert the position to a full-time position if increased workload demands such change; and

WHEREAS, filling the position of Secretary III will not affect the already approved budget reductions of the Wauwatosa Health Department;

NOW, THEREFORE, BE IT RESOLVED THAT the request for an exception to the hiring freeze to fill the part-time position of Bioterrorism Coordinator Assistant in the City of Wauwatosa Health Department is hereby approved, with the option to convert the position to full-time if workload increases require such change, with all costs for such position being provided through the Milwaukee/Waukesha County Bioterrorism Consortium Grant .

It was moved by Ald. Stepaniak, seconded by Ald. Casey to approve the foregoing resolution. Upon roll call vote, the vote was Ayes 15.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-03-198

WHEREAS, the Common Council previously approved a needs analysis and proposal for startup of a Geographical Information System (“GIS”) for use by Departments of the City of Wauwatosa by Ruckert & Mielke, Inc.; and

WHEREAS, the City’s GIS Task Force has reviewed the recommendations of Ruckert & Mielke; and

WHEREAS, Ruckert & Mielke has proposed a GIS system with a web-based interface which could be implemented with first-year startup costs not to exceed \$43,300 and ongoing costs of up to \$12,000; and

WHEREAS, funding for startup costs and ongoing maintenance is available from available funds in the Engineering Budget (\$20,000), Community Development Block Grant Funding (\$15,000) and the Water Utility (\$20,000);

NOW, THEREFORE, BE IT RESOLVED THAT the implementation of a Geographical Information System for use by all departments of the City of Wauwatosa, as described in the April, 2003, proposal of Ruckert & Mielke, Inc. and recommended in the memorandum of the Director Of Public Works dated July 22, 2003, is hereby approved, with costs to be funded from the department budgets described above, and more particularly described in the memorandum of the Director of Public Works, which is attached hereto and incorporated herein.

It was moved by Ald. Stepaniak, seconded by Ald. Casey to approve the foregoing resolution. Upon roll call vote, the vote was Ayes 11, Noes 4 (Subotich, Bruderle-Baran, Ecks, Grimm)

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 7/16/03 – 8/5/03 --

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 7/16/03 – 8/5/03: \$1,630,624.03

It was moved by Ald. Ecks, seconded by Ald. Bruderle-Baran 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 15.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-03-203

WHEREAS, the City of Wauwatosa has purchased a number or parcels of land in the City for flood control purposes, including the parcel at 9832 Ridge Blvd.; and

WHEREAS, continuing maintenance of the parcel at 9832 Ridge Blvd. would be a burden on City resources and outside the normal scope of property maintenance activities of the City of Wauwatosa; and

WHEREAS, flood control public purpose intended for this parcel can be accomplished by private ownership of the parcel which includes a flood control easement prohibiting construction of permanent structures on the property; and

WHEREAS, the Board of Public Works on April 14, 2003, recommended that the purchasing manager solicit offers from adjoining property owners to purchase the “unbuildable” lots from the City, to be combined with their own lots, thus assuming future maintenance obligations for the parcels; and

WHEREAS, Grace Forester, 2612 Menomonee River Parkway, has offered to purchase the Ridge Blvd. Parcel, which is adjacent to hers, for \$1,500.00;

NOW, THEREFORE, BE IT RESOLVED THAT City of Wauwatosa staff is hereby authorized to enter into a purchase agreement with Grace Forester, 2612 Menomonee River Parkway, for the sale of the parcel at 9832 Ridge Boulevard, at a price of \$1,500.00, and also to proceed with a land combination through the appropriate process, waiving the fees for said land combination.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Casey to approve the foregoing resolution. 14-1 (Sullivan)

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-03-204

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 Performance Roofing Systems, Inc., of Richfield, Wisconsin for the work of roof replacement and work incidental thereto under Contract 03-32 at and for their bid price of \$61,975, this being the lowest and best bid.

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

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-03-205

WHEREAS, the Board of Public Works has accepted the work of asphaltic concrete repaving and work incidental thereto in the City of Wauwatosa under Contract 02-8 and recommended the same is ready for final payment.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin as follows:

Section 1. THAT the work of asphaltic concrete repaving under Contract 02-8 is hereby accepted.

Section 2. THAT the proper City officers be and they are hereby authorized and directed to draw and sign a City order in the sum of Eighteen thousand nine hundred seventy-two dollars

(\$18,972.00) in favor of Payne & Dolan, Inc. as the final payment under said contract, upon receipt of waivers of lien and for labor and materials furnished under said contract, and upon receipt of an affidavit stipulating compliance with wage rate requirements.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Casey to approve the two foregoing resolutions. -15

There being no further business, the meeting adjourned at 8:37 p.m.

cal

Carla A. Ledesma, CMC