



CITY OF WAUWATOSA
MEMORIAL CIVIC CENTER
7725 WEST NORTH AVENUE
WAUWATOSA, WI 53213
Telephone: (414) 479-8917
Fax: (414) 479-8989

COMMON COUNCIL

Regular Meeting, Tuesday, June 1, 2004 – 7:30 p.m.

PRESENT: Alds. Grimm, Heins, Herzog, Jenkins, Kopischke, Krol, McCarthy, Stepaniak, Sullivan, Treis, Bruderle-Baran, Becker, Casey -13

EXCUSED: Alds. Ecks, Maher, Subotich

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; Ms. Thomas, Payroll and Benefits Mgr.; Mr. Cameron, Admin. Asst.; 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. Kopischke that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. -13

PUBLIC HEARING

The first item of business was a public hearing to consider the following proposed ordinance:

ORDINANCE

AN ORDINANCE AMENDING SECTION 24.52 OF THE CODE OF THE CITY OF WAUWATOSA PERTAINING TO BOARD OF APPEALS

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

Part I. Section 24.52 of the Code of the City of Wauwatosa is hereby amended to read as follows:

Chapter 24.52 BOARD OF APPEALS

24.52.0 10 Established--Purpose.

There is hereby established a "board of zoning appeals" for the city of Wauwatosa for the purpose of hearing appeals, and granting variances and exceptions to the provisions of this title.

24.52.030 Powers.

The board of zoning appeals shall have the following powers:

1. Errors. To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official or design review board, in the enforcement of this title;
2. Variances. To authorize variances as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement will result in practical difficulty or unnecessary hardship, so that the spirit of the zoning ordinance shall be observed, public safety and welfare secured, and substantial justice done. Use variances shall not be granted;
3. Permits. The board may reverse, affirm wholly or partly, modify the requirements appealed from and issue or direct the issue of a permit;
4. Interpretations. To hear and decide applications for interpretation of the zoning regulations and of the zoning districts;
5. Substitutions. To hear and decide applications for substitutions of more restrictive non-conforming uses for nonconforming uses in existing buildings provided no structural alterations are made except as otherwise permitted under the terms of this ordinance. Whenever the board permits such a substitution, the use may not thereafter be changed without reapplication to the board of appeals;
6. Temporary Uses. To hear and decide applications for temporary uses, in any district provided that such uses are of a temporary nature, do not involve the erection of a substantial structure, and are compatible with the neighboring uses. The permit shall be temporary, revocable, subject to any conditions required by the board of appeals and shall be issued for a period not to exceed twelve months. Compliance with all other provisions of this title shall be required.

24.52.050 Applications.

A. Any person, firm or corporation filing an application with the board of appeals must accompany the application with a fee of thirty-five dollars, payable to the city treasurer. In no event shall applicant be given a refund of the fee or any part thereof.

B. Applications for appeals, variances, or for special exceptions shall be made in writing to the board of appeals by filing the same with the chief inspector at least twenty days prior to the date of the hearing and shall include the following:

I. Names and addresses of the applicant, owner of the site, architect or professional engineer;

2. Description of the subject site by lot, block, and recorded subdivision, or by metes and bounds; address of the subject site; type of structure; proposed operation or use of the structure or site; proposed accessory or incidental uses essential thereto; number of employees; and the zoning district within which the subject site is located;

3. Plat of survey prepared by a registered land surveyor showing all of the information required under Chapter 15.10 for building and zoning permit;

4. Additional information as may be required by the board of appeals, city plan commission or building inspector;

C. A notice of such application shall be forwarded to the common council and the aldermen of the ward wherein the property is located.

24.52.060 Hearings-- When held.

The board of appeals shall hold a public hearing upon each appeal, or application for a variance.

24.52.070 Hearings--Notice--Publication.

The board of appeals shall give prior notice by publication in the official city newspaper listing the time, date, place and a description of the appeal; or variance.

24.52.080 Hearings--Notice--Mailing.

The chief inspector shall give written notice of the time, date and place of the board of appeals meeting at which the appeal; or application for a variance will be considered by:

1. Regular first class mail to the owners of any real estate in the city of Wauwatosa for which application for a variance has been made, when such owners are not the applicants and have not requested such variance
2. Regular first class mail to adjoining property owners.

Such notices shall be deposited in the U .S. mail at least seven days prior to the board of appeals meeting at which such appeal; or application for a variance is to be considered.

24.52.100 Hearings--Application--Plan commission report.

- A. The board of appeals shall request the city plan commission to review the following applications:
1. Interpretations of zoning regulations;
 2. Interpretations of zoning districts or district boundaries;
 3. Substitutions of more restrictive nonconforming uses for existent nonconforming uses within existing buildings;
 4. Unclassified uses;

B. The board of appeals may request the city plan commission to review any other application. The transcript of the board of appeals public hearing shall be forwarded to the city plan commission to assist in the formulation of its recommendation. No action shall be taken upon such application prior to receipt of the report of the city plan commission, provided however, that if such report is not received by the board of appeals within sixty days of the date of its request, action may be taken.

Part II. 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 request by the City Administrator to streamline the planning and development functions as they pertain to duties of the Board of Zoning Appeals, recommends to the Committee on Community Development and the Common Council that the amendments be approved.

Dated this 28th day of August 2003

Nancy L. Welch, Secretary
City Plan Commission

Mr. Wontorek introduced both ordinances for which public hearings were scheduled, explaining that the documents reflect staff's effort to modify the planning and development functions of the city. It is hoped that these revisions will make requirements known to applicants early in the process.

In addressing the proposed amendments to 24.48 of the city code, Mr. Wontorek explained that the current process calls for a public hearing by the Plan Commission, followed by Board of Zoning Appeals approval, and finally, Design Review Board approval. The new process would first forward the application to the Design Review Board, followed by final approval by the Plan Commission.

The Board of Zoning Appeals would not be involved in the process unless a variance or other substantive action were required of them. Under state law, the Board of Zoning Appeals is the appeal board on zoning issues and ought not to be involved in primary approvals.

The proposed amendments to 24.52 of the city code remove the Board of Zoning Appeals from the primary approval process and defines the authority of the Board.

All of the affected boards/commissions concur with the proposed revised review process. These proposals represent the start of other changes currently under consideration.

No one of the public present wished to be heard in opposition to the proposed ordinance.

No one of the public present had any comments or questions.

The public hearing was declared closed.

Ordered held to the next Common Council meeting, June 15, 2004.

PUBLIC HEARING

The second item of business was a public hearing to consider the following proposed ordinance:

ORDINANCE

AN ORDINANCE AMENDING SECTION 24.48 OF THE CODE OF THE CITY OF WAUWATOSA PERTAINING TO SPECIAL USES

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

Part I. Section 24.48 of the Code of the City of Wauwatosa is hereby amended to read as follows:

Chapter 24.48 SPECIAL USES

24.48.010 Purpose--Categories.

The development and execution of this title is based upon the division of the city into districts, within which the use of land and buildings and the location of buildings or structures, or the location of buildings or structures as related to the land are essentially uniform. It is recognized, however, that there are special uses which, because of their unique character cannot be properly classified in any particular district or districts without consideration, in each case, of the impact of those uses upon the neighborhood and upon the public need for the particular use. Such special uses fall into two categories:

1. Uses operated by a public agency or publicly regulated utilities, or uses traditionally affected with a public interest.
2. Uses entirely private in character, but of such nature that the operation may give rise to unique problems with respect to their impact upon neighboring property or public facilities.

24.48.020 Authorization.

The plan commission may authorize the Director of Community Development to issue a special use permit following a public hearing, review and a determination of findings as required by this chapter.

24.48.030 Existing uses.

Any use located in a district wherein such use is classified as a special use and which existed prior to February 1, 1972 is declared to be a conforming special use.

24.48.040 Changes and amendments--Application required.

No permit for expansion, alteration in the arrangement, change in use, or in any condition or restriction imposed on the original special use permit shall be issued until an application for amendment of the special use permit has been filed and considered in accordance with all procedures set forth in this chapter.

24.48.050 Vacant, abandoned or discontinued special uses.

Special uses which are vacant, abandoned or discontinued for a period exceeding two years must receive plan commission approval to reinstate their use.

24.48.060 Hearings--Notice--Mailing.

The Director of Community Development shall give written notice of the time, date and place of the board of appeals meeting at which the application for a special use will be considered by regular first class mail to (1) those owners of any real estate in the city of Wauwatosa for which application for a special use has been made, when such owners are not the applicants and have not requested such special use; (2) owners of real estate in the city of Wauwatosa located within two hundred feet of the boundaries of the real estate for which a special use permit has been requested;

Such notices shall be deposited in the U.S. mail at least seven days prior to the meeting at which such application for a special use permit is to be considered.

24.48.070 Findings--Special uses.

No special use permit shall be granted by the plan commission unless it finds that the following conditions exist and so indicates in the minutes of its proceedings.

1. Special Use Demand Necessary for Public Convenience. That a special use is deemed necessary for the public convenience at that location;
2. Protection of Public Health, Safety and Welfare. That the special use is so designed, located and proposed to be operated that the public health, safety and welfare will be protected;
3. Protection of Property Value. That the special use will not cause substantial injury to the value of other property in the neighborhood in which it is located.

24.48.080 Conditions and restrictions.

The city plan commission may impose such conditions and restrictions upon any zoning permit ordered or authorized, or upon the location, arrangement, construction and operation of a special use as may be deemed necessary to promote the general objectives of this title and to protect the value of property in the neighborhood. Conditions and restrictions may include but are not limited to landscaping, architectural design, type of construction, construction commencement and completion dates, sureties, lighting, fencing, planting screens, operational control, hour of

operation, signs, improved traffic circulation, deed restrictions, highway access restrictions, increase yards, building area, height or off-street parking or loading requirements.

24.48.090 Appeals

Appeals of any decision by the city plan commission regarding a special use application may be made to the board of zoning appeals pursuant to Chapter 24.52.

Part II. 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 request by the City Administrator for changes to the development review process, recommends that the proposed changes be forwarded to the Committee on Community Development and the Common Council for the necessary changes in the ordinance.

Dated this 28th day of August 2003.

Nancy L. Welch, Secretary
City Plan Commission

(Please see the first public hearing held at this meeting for relevant comments pertaining to this proposed ordinance.

No one of the public present wished to be heard in opposition to the proposed ordinance.

No one of the public present had any comments or questions.

The public hearing was declared closed.

Ordered held to the next Common Council meeting, June 15, 2004.

OLD BUSINESS

The following item was held after the public hearing on May 18, 2004:

ORDINANCE O-04-13

AN ORDINANCE AMENDING CHAPTER 24.34 BY ADDING ACCREDITED TECHNICAL, TRADE OR CAREER COLLEGES AS A CONDITIONAL USE IN THE AA LIGHT MANUFACTURING DISTRICT

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

Part 1. That Section 24.34.020 is amended to include the following as a conditional use:

Accredited Technical, Trade or Career College.....6831

Part II. This Ordinance shall take effect and be in force from and after its passage and publication.

OLD BUSINESS

The following item was held after the public hearing on May 18, 2004:

ORDINANCE O-04-14

AN ORDINANCE AMENDING CHAPTER 24.24 BY ADDING PHYSICAL FITNESS AND HEALTH STUDIOS AS A CONDITIONAL USE IN THE AA COMMERCIAL DISTRICT

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

Part 1. That Section 24.34.015 is amended to include the following as a conditional use:

Physical Fitness and Health Studio.....6695

Part II. This Ordinance shall take effect and be in force from and after its passage and publication.

It was moved by Ald. Kopischke, seconded by Ald. Heins to adopt the two foregoing ordinances. Upon roll call vote, Ayes 13.

APPOINTMENTS BY THE MAYOR

Board of Parks and Forestry Commissioners

Tom Forbes, 3319 N. 107th Street (22)
(Term ends 4/30/07)

It was moved by Ald. Krol, seconded by Ald. Casey to concur with the foregoing appointment. -13

APPLICATIONS, COMMUNICATIONS, ETC.

1. **Notice of Claim:** Katherine Frontier, 2574 N. 69th Street
City Attorney
2. Letter from Gary & Debbie Helm, 10627 W. Hibbard Avenue, requesting the “no parking” restriction be removed in front of their residence
Director of Public Works
3. Conditional Use application to extend church facilities at Mt. Zion Ev. Lutheran Church, 12012 W. North Avenue
Plan Commission, Committee on Community Development
4. Conditional Use application to construct an electrical equipment addition to an existing power building at 9250 Watertown Plank Road
Plan Commission, Committee on Community Development

5. Special Use application to construct an addition to St. Camillus Retirement & Nursing Home, 10101 W. Wisconsin Avenue
Plan Commission, Board of Zoning Appeals
6. City of Wauwatosa Bank Reconciliation of Depository Accounts as of April 30, 2004
Place on file
7. City of Wauwatosa Investment Summary dated May 31, 2004
Place on file

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT FOR INTRODUCTION

1. Resolution approving a vacation of a pedestrian right-of-way at approximately 4504 N. 109th Street
Re-refer to originating committee

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-04-115

WHEREAS, the Wauwatosa Historic Preservation Commission held a public hearing on Monday, May 10, 2004, regarding historic designation for the “Rev. Luther Clapp residence” at 12323 Watertown Plank Road in the City of Wauwatosa; and

WHEREAS, the Historic Preservation Commission voted unanimously to recommend that the building be considered for such designation; and

WHEREAS, the recommendation is consistent with the procedural guidelines and established standard in Wauwatosa Code of Ordinances Section 24.55;

NOW, THEREFORE, BE IT RESOLVED THAT the Rev. Luther Clapp residence at 12323 Watertown Plank Road in the City of Wauwatosa is hereby designated as an historic structure pursuant to Section 24.55.060 A. of the Wauwatosa Code of Ordinances.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-04-116

WHEREAS, Carl Templer, Manager of the Village of Wauwatosa Business Improvement District, has applied for a street festival permit to utilize Harwood Avenue between Wauwatosa Avenue and State Street on August 14 and 15, 2004, for purposes of the Hot Times/Cool Village Art Fair; and

WHEREAS, the Community Development Committee has reviewed the request and believes the issuance of the permit to be in the public interest; and

NOW, THEREFORE, BE IT RESOLVED THAT, upon payment of the prescribed \$100.00 permit fee, a street festival permit shall be granted for the Hot Times/Cool Village Art Fair to utilize Harwood Avenue between Wauwatosa Avenue and State Street on August 14 and 15, 2004, between the hours of 8:00 a.m. and 8:00 p.m. consistent with the terms and conditions reflected in the attached Street Festival Permit which is incorporated as though fully set forth herein.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-04-118

WHEREAS, Joel Property Management, LLC and Phoebe Haase have applied for a Conditional Use in the AA Business District at 11430 W. Blue Mound Road for a massage therapy establishment 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 a Conditional Use to Joel Property Management, LLC and Phoebe Haase in the AA Business District at 11430 W. Blue Mound Road for a massage therapy establishment contingent upon hours of operation from 8:00 a.m. to 9:00 p.m. daily.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-04-120

WHEREAS, John Levendusky, Coin Appliance Inc., has applied for a Conditional Use in the AA Business District at 2885 N. Mayfair Road for a physical fitness and health studio 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 a Conditional Use to John Levendusky, Coin Appliance Inc., in the AA Business District at 2885 N. Mayfair Road for a physical fitness and health studio contingent upon hours of operation from 5:00 a.m. to 10:00 p.m. daily.

It was moved by Ald. Kopischke, seconded by Ald. McCarthy to approve the four foregoing resolutions. -13

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-04-117

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin THAT a public hearing be held before the Common Council in the Council Chambers at 7:30 p.m. Local Time, on Tuesday, July 20, 2004, in the City Hall of the City of Wauwatosa, Wisconsin at which time all persons interested, or their agents or attorneys, will be heard concerning a proposed right-of-way vacation in the AAA Single Family Residence District at approximately 4504 N. 109th Street.

BE IF FURTHER RESOLVED THAT the City Clerk be and is hereby directed to publish the proper notices of said hearing as required by law.

It was moved by Ald. Kopischke, seconded by Ald. McCarthy to approve the foregoing resolution. Ayes 12, Noes 1 (Sullivan)

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-04-119

WHEREAS, John Sponcia and Ryan Tate have applied for a Conditional Use in the AA Business District at 1901 North Mayfair Road for a rental vehicle establishment 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 a Conditional Use to John Sponcia and Ryan Tate in the AA Business District at 1901 North Mayfair Road for a rental vehicle establishment contingent upon the following conditions:

- 1) reconfirming the existing agreement by Best Ford not to unload vehicles on Mayfair Road
- 2) report from Planning staff regarding sufficient parking for customers
- 3) hours of operation will be 7:00 a.m. to 6:00 p.m. Monday through Friday, 7:00 a.m. to noon on Saturday and closed on Sunday.

It was moved by Ald. Kopischke, seconded by Ald. McCarthy to approve the foregoing resolution. Ayes 12, Noes 1 (Becker)

FROM THE COMMITTEE ON BUDGET AND FINANCE

TO THE COMMON COUNCIL, CITY OF WAUWATOSA --

The Committee on Budget and Finance, to whom was referred the matter of the audit report and annual financial statements for the year ending December 31, 2003, recommends to the Common Council that the matter be placed on file.

Dated this 25th day of May 2004.

Committee on Budget and Finance

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-04-121

WHEREAS, the City of Wauwatosa solicited proposals to provide stop loss insurance for the City's self-insured health and dental plans for the period June 1, 2004 through May 31, 2005; and

WHEREAS, of the proposals received, the bid by AIG Life Insurance providing a \$75,000.00 stop loss (deductible) per individual, with only one minor exception, is the most advantageous to the City and fits within current budget allocations;

NOW, THEREFORE, BE IT RESOLVED THAT the contract for stop loss insurance on the City of Wauwatosa's self-insured health and dental plans for the period June 1, 2004 through May 31, 2005 is hereby awarded to AIG Life pursuant to the final proposal submitted by AIG providing for a \$75,000.00 stop loss amount per individual insured with one specific exception as outlined in the AIG proposal.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-04-122

WHEREAS, the Manager of Information Services has recommended the purchase of 41 replacement PC's for various City Hall departments and 2 "CAD" computers for the engineering department for special application; and

WHEREAS, sufficient funding is available within the 2004 Information Systems budget to provide for these purchases; and

WHEREAS, replacement of these computers will allow effective protection from external security risks;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to purchase 41 replacement personal computers for various City Hall Departments and 2 "CAD" computers for the engineering department, pursuant to the memorandum of the Information Systems Manager dated May 25, 2004, at a total cost not to exceed \$59,550.00, through the State of Wisconsin's Purchase Contract with Dell Computer Corporation.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-04-123

WHEREAS, the Manager of Information Services has recommended that, in order to appropriately monitor and review computer network security information logs, it would be most appropriate to utilize an outside firm whose services are available on a 24 hour per day, seven days per week basis; and

WHEREAS, the funds are available to the Manager of Information Systems through the fiscal agent portion of the bioterrorism consortium grant; and

WHEREAS, a three contract for monitored security services would cost \$12,960.00 per year, with a \$2,362.50 initial installation fee in the first year;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to enter into a contract with Symantec Corporation for monitored security services pursuant to the proposal provided to the Manager of Information Services at a cost of \$12,960.00 per year for a three year contract, with a \$2,362.50 installation fee payable during the first year.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-04-126

WHEREAS, the City of Wauwatosa is in the second year of a two year program to replace all deteriorated traffic controllers and signals in the Village of Wauwatosa area; and

WHEREAS, installation of new lights and signals presents an opportunity to reprogram traffic signals to work in conjunction with one another in an attempt to reduce congestion; and

WHEREAS, the expertise of a professional engineering firm would facilitate the signal timing study; and

WHEREAS, the engineering department solicited engineering proposals from seven firms, from which three firms responded with proposals; and

WHEREAS, the professional services contract proposed by Traffic Analysis and Design, Inc. at a cost of \$13,702.00 is the proposal most advantageous to the City;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to enter into a professional services contract with Traffic Analysis and Design, Inc. for the Village of Wauwatosa traffic signal timing study at a cost not to exceed \$13,702.00.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Stepaniak to approve the foregoing report and the four foregoing resolutions. -13

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-04-124

WHEREAS, the engine on one of the engineering department’s survey utility van broke down over one month ago; and

WHEREAS, the survey utility van in question was eight years old and well beyond its warranty coverage, and was scheduled for replacement in 2005; and

WHEREAS, the remaining savings from the purchase of a backhoe for the water department are sufficient to provide the remaining funds necessary to replace the survey utility van in the current budget year;

NOW, THEREFORE, BE IT RESOLVED THAT the amount of \$20,029.00 is hereby transferred from the Equipment Reserve Water Utility Account to the Equipment Reserve Public Works Equipment Account for the purpose of replacing 1997 Chevrolet survey van #M50;

BE IT FURTHER RESOLVED THAT the City of Wauwatosa is hereby authorized to purchase a 2005 Chevrolet Express Passenger 2500 pursuant to the bids of the V.A.L.U.E. Purchasing Group at a price not to exceed \$20,029.00.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-04-125

WHEREAS, the City of Wauwatosa has previously declared vehicle #T-39 as surplus; and

WHEREAS, Vehicle #T-39, in its present condition, is a better vehicle than the 1977 Ford 350 Custom truck currently being used by the Wauwatosa Cemetery; and

WHEREAS, the Wauwatosa Cemetery currently does not have the funds to replace its truck; and

WHEREAS, assisting the Wauwatosa Cemetery by exchanging surplus dump truck #T-39 for the 1977 Ford 350 Custom truck would be advantageous to the City and to the cemetery;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to transfer ownership of the City dump truck #T-39 to the Wauwatosa Cemetery in exchange for the cemetery's 1977 Ford 350 Custom truck, which shall be disposed of as surplus by the City.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Stepaniak to approve the two foregoing resolutions. -13

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 5/19/04 – 6/01/04 --

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 5/19/04 – 6/01/04: \$1,175,608.76

It was moved by Ald. Casey, 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 13.

FROM THE BORAD OF PUBLIC WORKS

RESOLUTION R-04-127

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT permission be and the same is hereby granted to Stephen Kaniewski on behalf of Catholic Charities, 2021 N. 60th Street, Wauwatosa, WI, to encroach onto City property along the south side of W. Lloyd Street west of N. 60th Street with a yew hedge no higher than 30 inches and stone area, subject to the applicant executing unto the City of Wauwatosa an indenture setting forth the terms, provisions and conditions relating to the granting of the aforesaid permission by said City to said applicant.

It was moved by Ald. Herzog, seconded by Ald. Kopischke to approve the foregoing resolution. - 13

There being no further business, the meeting adjourned at 7:50 p.m.

cal

Carla A. Ledesma, CMC, City Clerk