



Wauwatosa, WI

Common Council

Meeting Minutes

7725 W. North Avenue
Wauwatosa, WI 53213

Tuesday, December 17, 2024

6:30 PM

Council Chambers and Zoom:
<https://servetosa.zoom.us/j/273225010>,
Meeting ID: 273 225 010

Regular Meeting

CALL TO ORDER

Mayor Dennis McBride called the meeting to order at 6:30 PM.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present: 14 Alderperson District 8 Council President Jason Wilke
Alderperson District 2 Margaret Arney
Alderperson District 3 Robin Brannin
Alderperson District 6 Aletha Champine
Alderperson District 4 David Lewis
Alderperson District 2 Brad Foley
Alderperson District 4 Ernst Franzen
Alderperson District 5 Rob Gustafson
Alderperson District 5 Sean Lowe
Alderperson District 1 Andrew Meindl
Alderperson District 1 James Moldenhauer
Alderperson District 7 Mike Morgan
Alderperson District 7 Amanda Fuerst
Alderperson District 8 Melissa Dolan
Excused: 2 Alderperson District 3 Joseph Makhlouf II
Alderperson District 6 Joe Phillips

APPROVAL OF MINUTES

1. Approval of minutes of the November 19, 2024 regular meeting

[24-1764](#)

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: David Lewis

Aye: 13 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson,
Lowe, Moldenhauer, Morgan, Fuerst, and Dolan

Nay: 1 Meindl

Excused: 2 Makhlouf II, and Phillips

PUBLIC HEARINGS

- 1. Public hearing of a request by Ali Ali of BuMa LLC for a Conditional Use Permit in the General Commercial (C2) zone at 10600 W. Blue Mound Road to allow a smoke shop [24-1670](#)

Planning and Zoning Manager Tammy Szudy and applicant Ali Ali presented.

Public hearing opened at 6:36 PM.

No one spoke for or against.

Public hearing closed at 6:37 PM.

RESULT: INFORMATIONAL ONLY

- 2. Public hearing for proposed assessments for 2025 street and alley improvements [24-1769](#)

City Engineer Bill Wehrley presented.

Public hearing opened at 6:39 PM.

Public Comments

Robert Schultz, 6903 W. Wisconsin Ave. - Opposed to bike lanes in the project, asked for relief of the special assessment due to disproportionate use of Wisconsin Ave. by nearby businesses as compared to neighborhood streets.

Jennifer Kovacovich, 7039 W. Wisconsin Ave. - Agrees with the comments by Mr. Schultz

Dan Tangborn, 11509 Watertown Plank Rd. - Asked if the project was a done deal

Public hearing closed at 6:49 PM.

RESULT: INFORMATIONAL ONLY

APPOINTMENTS BY THE MAYOR

- 1. Appointment by Mayor McBride of Katherine Riebe (District 7) as a member of the Wauwatosa Board of Health, term ending January 1, 2030 [24-1669](#)

RESULT: APPROVED

MOVER: Mike Morgan

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips

- 2. Appointment by Mayor McBride of Troy St. Martin (District 2) as a member of the Village of Wauwatosa Business Improvement District, [24-1733](#)

term ending December 31, 2027

RESULT: APPROVED

MOVER: Mike Morgan

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips

3. Appointment by Mayor McBride of Christopher Zirbes (District 6) as a member of the Wauwatosa Community Development Authority, term ending April 30, 2027 [24-1755](#)

RESULT: APPROVED

MOVER: Mike Morgan

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips

4. Reappointment by Mayor McBride of Edward Bearden (District 4) as a member of the Wauwatosa Civic Celebration Commission, term ending December 31, 2028 [24-1789](#)

RESULT: APPROVED

MOVER: Mike Morgan

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips

APPLICATIONS, COMMUNICATIONS, ETC.

1. Summons & Complaint - Ascension SE Wisconsin Hospital, Inc. vs City of Wauwatosa, 2024CV007161 [24-1673](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

2. Claim - Henry Profio [24-1661](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

3. Claim - Peter Adams [24-1754](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

FROM THE PLAN COMMISSION

1. Resolution approving a Conditional Use Permit in the Medical Center (SP-MED) District at 9455 Watertown Plank Road to allow a backup helipad, Kristin Langhoff on behalf of MRMC Land Bank, LLC., applicant [24-1734](#)

WHEREAS, Kristin Langhoff on behalf of MRMC Land Bank, LLC., applied for a Conditional Use Permit in the Medical Center (SP-MED) District at 9455 Watertown Plank Road to allow a backup helipad, and;

WHEREAS, this request was reviewed and recommended by the City Plan Commission 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 Permit to Kristin Langhoff on behalf of MRMC Land Bank, LLC., subject to:

1. Providing detailed costs of any alterations and/or new construction, as well as income & expense as requested by the Assessor's office.
2. Under WMC 24.16.040I., a Conditional Use will lapse and have no further effect one year after it is approved by the Common Council, unless a building permit has been issued (if required); the use or structure has been lawfully established; or unless a different lapse of approval period or point of expiration has been expressly established by the Common Council.
3. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-191

2. Resolution approving a Conditional Use Permit in the General Commercial (C2) zone at 11500 W. North Avenue to allow an eating and drinking establishment (bar and restaurant) with outdoor dining, Sukhlal Gill, applicant [24-1735](#)

WHEREAS, Sukhlal Gill applied for a Conditional Use Permit in the General Commercial (C2) zone at 11500 W. North Avenue to allow an eating and drinking establishment (bar and restaurant) with outdoor dining, and;

WHEREAS, this request was reviewed and recommended by the City Plan Commission 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 Permit to Sukhlal Gill subject to:

1. Hours of operation: 6:00 am to 11:00 pm daily for the inside operations; 6:00 am to 10:00 pm daily for the outside patio operations.
2. Providing detailed costs of any alterations and/or new construction, as well as income & expense as requested by the Assessor's office.
3. Providing short- and long-term bicycle parking in compliance with City Code 24.11.080 prior to occupancy permit issuance.
4. If the building project exceeds \$100,000, the project is subject to sanitary sewer lateral replacement or repair if the existing lateral does not pass Board of Public Works testing requirements according to City Code 13.30.030.
5. Roof drains are required to be directly connected to the City's storm sewer through underground piping per City Code 15.04.060.F.2.
6. If a trash dumpster is located outside, it must be screened from view of streets and all abutting lots according to the requirements outlined in City Code 24.12.040.
7. Under WMC 24.16.040I., a Conditional Use will lapse and have no further effect one year after it is approved by the Common Council, unless a building permit has been issued (if required); the use or structure has been lawfully established; or unless a different lapse of approval period or point of expiration has been expressly established by the Common Council.
8. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 5-0

Motion included an amendment to #1, Hours of Operation, amending it to allow the hours to be 6:00 AM to 11:00 PM daily for the inside area, and 6:00 AM to 10:00 PM daily for the outside patio.

RESULT: APPROVED AS AMENDED

MOVER: Amanda Fuerst

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlof II, and Phillips
Enactment No: R-24-192

3. Resolution approving a Conditional Use Permit in the Neighborhood/Village Trade and North Avenue Overlay (C1/NOR) zone at 7208 W. North Avenue to allow an accessory outdoor recreation participant use to an existing drinking establishment, Joe Yeado, applicant

[24-1736](#)

WHEREAS, Joe Yeado applied for a Conditional Use Permit in the Neighborhood/Village

Trade and North Avenue Overlay (C1/NOR) zone at 7208 W. North Avenue to allow an accessory outdoor recreation participant use to an existing drinking establishment, and;

WHEREAS, this request was reviewed and recommended by the City Plan Commission 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 Permit to Joe Yeado subject to:

1. Hours of operation:
 - Curling: From January to March, curling activities Tuesday - Thursday, from 6:00 pm to 8:30 pm, Friday from 5:00 pm to 8:30 pm, and Saturday from 12:00 pm to 8:00 pm.
 - Bag Leagues: From May to August, bag leagues on Thursdays from 6:00 pm to 9:00 pm.
 - Periodic Special Events: Throughout the year within the days and hours of operation for the drinking establishment, which are 4:00 pm to 10:00 pm, Monday through Friday and 2:00 pm to 10:00 pm on Saturday.
2. Providing detailed costs of any alterations and/or new construction as well as income & expense as requested by the Assessor's office.
3. Outdoor patio area shall be kept in a clean, neat, and orderly appearance.
4. If the City receives noise complaints regarding noise regarding outdoor activities, the applicant shall take corrective action to resolve those issues to the satisfaction of the Planning Manager. This may include but not be limited to modifying hours of operation, discontinuance of outdoor activities, and/or other resolution.
5. If a trash dumpster is located outside, it must be screened from view of streets and all abutting lots according to the requirements outlined in City Code 24.12.040.
6. Compliance with applicable fire codes.

By: Plan Commission

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Jason Wilke

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-193

4. Resolution approving a Conditional Use Permit in the Research Park District and Mayfair Overlay (SP-RP/MAY) zone at 720 N. Mayfair Road to allow a multi-unit residential development, Phillip Aiello of Mandel Group, Inc., applicant [24-1737](#)

WHEREAS, Phillip Aiello of Mandel Group, Inc., applied for a Conditional Use Permit in the Research Park District and Mayfair Overlay (SP-RP/MAY) zone at 720 N. Mayfair Road

to allow a multi-unit residential development, and;

WHEREAS, this request was reviewed and recommended by the City Plan Commission 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 Permit to Phillip Aiello of Mandel Group, Inc., subject to:

1. Providing detailed costs of any alterations and/or new construction, as well as income and expense as requested by the Assessor's office.
2. Approval of site plans showing adequate sewer capacity, construction staging information, lighting, and storm water management subject to approval by the Engineering Division.
3. Fire Department connections, hydrant locations, and emergency access are subject to approval by the Fire Department.
4. Hydrant testing and water supply demand calculations for the proposed development's domestic and fire suppression needs are required.
5. Short- and long-term bicycle parking must be clearly identified and quantified to confirm compliance with City Code 24.11.080.
6. The applicant shall continue to support efforts for the multi-use trail connection and work with staff on the required multi-use trail easement.
7. Applicant shall meet all requirements of code chapter 24.12 pertaining to landscaping; including the requirement for a landscape performance guarantee (Section 24.12.070).
8. Under WMC 24.16.040I., a Conditional Use will lapse and have no further effect one year after it is approved by the Common Council, unless a building permit has been issued (if required); the use or structure has been lawfully established; or unless a different lapse of approval period or point of expiration has been expressly established by the Common Council.
9. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Jason Wilke

Aye: 13 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Moldenhauer, Morgan, Fuerst, and Dolan

Nay: 1 Meindl

Excused: 2 Makhlof II, and Phillips
Enactment No: R-24-194

FROM THE GOVERNMENT AFFAIRS COMMITTEE

1. Resolution approving application for a new Class “B” Beer and Reserve “Class B” Liquor license by MORETHANBOURBON Inc., 11500 W. North Avenue, Sukhlal Gill - Agent, for the period ending June 30, 2025 [24-1763](#)

WHEREAS, MORETHANBOURBON Inc., located at 11500 W. North Avenue, Wauwatosa, WI, has applied for a Retail Class “B” Beer and Reserve “Class B” Liquor license; and

WHEREAS, the applicant meets the qualifications pursuant to Wis. Stat. Sec. §125.04(5); and

WHEREAS, the Government Affairs Committee reviewed the request and recommends approval.

NOW, THEREFORE, BE IT RESOLVED THAT a Retail Class “B” Beer and Reserve “Class B” Liquor license be granted to MORETHANBOURBON Inc., Sukhlal Gill - Agent, located at 11500 W. North Avenue, for the period ending June 30, 2025.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Amanda Fuerst

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-195

2. Resolution in support of increased state aid for lead lateral and water main replacement [24-1665](#)

WHEREAS, lead in drinking water is harmful to children and adults; and

WHEREAS, the City of Wauwatosa has a significant number of aging lead water mains in need of replacement in order to maintain safe lead-free water service; and

WHEREAS, Wauwatosa has been pursuing a program to replace lead laterals for the purpose of protecting public health at the time it replaces its own water mains to maintain essential water service for many years; and

WHEREAS, in 2024 the U.S. Environmental Protection Agency finalized a new Lead and Copper Rule requiring municipalities to identify and replace lead laterals within ten years; and

WHEREAS, the new Lead and Copper Rule will remain in effect unless and until Congress votes to rescind the rule; and

WHEREAS, the Wisconsin Department of Natural Resources estimates that the total cost of

replacing lead laterals in Wisconsin could be nearly \$1 billion; and

WHEREAS, the City of Wauwatosa expects costs of up to \$150,000,000 citywide for replacing lead laterals and aging water mains; and

WHEREAS, existing state and federal grant programs are insufficient to cover the costs that Wauwatosa anticipates incurring for replacement of lead laterals and water mains; and

WHEREAS, the State of Wisconsin has a projected budget surplus of \$4.6 billion;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa does hereby request that the Governor and the Wisconsin State Legislature allocate significant funding in the 2025-2027 budget to assist the City and similarly-situated communities citizens statewide with the costs of replacing lead laterals and water mains.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Amanda Fuerst

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-196

FROM THE FINANCIAL AFFAIRS COMMITTEE

- 1. Resolution waiving the competitive bidding process for expert assistance in valuation of complex property, approving contract with Federal Appraisal, LLC up to \$60,000, and approving fund transfer of up to \$52,000 from Reserve for Contingencies [24-1720](#)

WHEREAS, in 2025, the Wauwatosa Assessor’s office will be completing a city-wide revaluation which requires thoroughly reviewing all complex and unique properties;

WHEREAS, the Assessor’s office is seeking assistance from an expert for certain properties and has spoken with numerous experts but believes that Federal Appraisal, LLC, possesses the knowledge needed for this project;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the City Assessor’s office be allowed to waive the competitive bid process and enter into a contract with Federal Appraisal, LLC in an amount not to exceed \$60,000 for expert assistance in valuation of complex properties; and

BE IT FURTHER RECOLVED THAT if other funding sources described by the Finance Director do not become available, a transfer of up to \$52,000 from the Reserve for Contingencies is authorized to provide funds for this contract.

By: Financial Affairs Committee

Recommendation: Approve 6-0

The Common Council may move to convene into closed session for this item pursuant to Wis. Stat. §19.85 (1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Common Council may reconvene into open session to consider the balance of the agenda.

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlof II, and Phillips
Enactment No: R-24-197

2. Resolution approving three-year contract with Granicus at Carahsoft for the City's legislative management program and Boards and Commission program in the total amount of \$69,641.50 [24-1756](#)

WHEREAS, in 2022, the City of Wauwatosa upgraded their legislative management program to Granicus Legistar and the contract was for three years, which expires on December 31, 2024 and the Clerk's Office and the IT Department are seeking an additional three year contract with Granicus Legistar;

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wauwatosa enter into a three-year contract with Granicus at Carahsoft to continue the legislative management program and boards program Legistar and the associated Boards and Commissions program in the amount of \$69,641.50, total, for the three-year contract period.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlof II, and Phillips
Enactment No: R-24-198

3. Resolution approving contracts with construction inspection services firms for 2025, 2026, and 2027 on a cost, qualifications, and availability basis [24-1757](#)

WHEREAS, the Engineering Department received prequalification quotes from consultant firms responding to a Request for Proposals (RFPs) issued by Engineering Services for

Construction Inspection Services for the years 2025, 2026, and 2027;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wauwatosa that for the year 2025, staff may be authorized to contract with any of the responding firms as necessary, for construction inspection services, at the provided rates for 2025 based on cost, qualifications, and availability;

BE IT FURTHER RESOLVED that, in the years 2026 and 2027, staff may be authorized to contract with any of the responding firms, subject to rate changes consistent with the Milwaukee Area CPI, or equivalent market indicator, based on cost qualifications, and availability basis.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-199

- 4. Resolution approving a Level Three fund transfer in the amount of [24-1758](#)
\$20,000 for emergency elevator repairs at the City Hall building

WHEREAS, the City Hall building maintenance account is over budget and a \$20,000.00 budget transfer from building reserves is requested to fund regular building maintenance expenses for the remainder of the year;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wauwatosa that a Level Three fund transfer be approved in the amount of \$20,000.00 for emergency elevator repairs at City Hall.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-200

- 5. Resolution accepting Safe Streets and Roads for All (SS4A) grant [24-1759](#)

funding, approving a Level Three fund transfer in the amount of \$99,180.40 in grant revenues and project expenditures, and waiver of competitive bidding for grant-funded vendor contract

WHEREAS, the Engineering Department is seeking approval for the Safe Streets and Roads for All (SS4A) grant funding and approving a Level Three fund transfer for an initiative to prevent roadway deaths and serious injuries;

WHEREAS, the City of Wauwatosa was awarded funding and proposed to use the funding to install temporary traffic circles and to demonstrate the use of data collection equipment in performing near-miss safety studies at the two traffic signalized intersections;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa that the grant funding be approved and that a Level Three fund transfer in the amount of \$99,180.40 be approved in grant revenues and project expenditures and that the city waive the competitive bid process and allow the city to enter into a contract with MioVision Technologies for the near-miss safety study.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlof II, and Phillips
Enactment No: R-24-201

6. Ordinance creating Chapter 3.18 of the Wauwatosa Municipal Code to implement a Vehicle Registration Fee [24-1760](#)

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

Part I. Chapter 3.18 of the Wauwatosa Municipal Code of Ordinances is hereby created to read in its entirety as follows:

Chapter 3.18 Motor Vehicle Registration Fee.

3.18.010 Authority.

This section is adopted pursuant to the authority granted in Wis. Stat. § 341.35, as amended from time to time.

3.18.020 Definition.

For purposes of this section, a “motor vehicle” means an automobile or motor truck registered under Wis. Stat. § 341.25(1)(c) at a gross weight of not more than 8,000 pounds that is registered in Wisconsin and customarily kept in the City of Wauwatosa.

3.18.030 Annual Registration Fee.

An annual City registration fee in the amount of \$15.00 is hereby imposed on all motor vehicles registered in the State of Wisconsin and customarily kept in the City of Wauwatosa beginning on the effective date of this ordinance. Future fee amounts shall be as set in the Consolidated Fee Schedule adopted by the Common Council

from time to time.

3.18.040 Collection of fee.

At the time a motor vehicle is first registered and at the time of each registration renewal, the registration applicant shall pay the vehicle registration fee in addition to any fees set by the state and required by Wis. Stat. Ch. 341. The City registration fee shall be paid as provided in Wis. Stat.

§ 341.35(5), as amended from time to time.

The Wisconsin Department of Transportation shall collect the City registration fee, and shall retain a portion of the moneys collected under this section equal to the actual administrative costs related to the collection of these fees, as provided in Wis. Stat. § 341.35(6m), as amended from time to time.

3.18.050 Exemption.

The following motor vehicles are exempt from the annual vehicle registration fee:

- A. All vehicles exempted by Wis. Stat. Ch. 341 from payment of a state vehicle registration fee.
- B. All vehicles registered by the state for a fee of \$5.00 under Wis. Stat. § 341.26(2).
- C. Any vehicle which is replacing a vehicle for which the annual City vehicle registration fee has already been paid.

Part II. Following its passage and publication, this ordinance shall take effect on April 1, 2025.

By: Financial Affairs Committee

Recommendation: Approve 6-1

RESULT: ADOPTED

MOVER: James Moldenhauer

SECONDER: Ernst Franzen

Aye: 12 Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Moldenhauer, Morgan, Fuerst, and Dolan

Nay: 2 Wilke, and Meindl

Excused: 2 Makhlouf II, and Phillips
Enactment No: O-24-36

- 7. Resolution approving contract with Prism Technical for the creation and monitoring of a Procurement Equity Participation Plan for the Barrett Lo Visionary Development multi-unit residential proposal in the amount of \$227,585

[24-1761](#)

WHEREAS, the City of Wauwatosa received an application from Barrett Lo for financial assistance through Tax Increment Financing (TIF) to assist with financing a portion of the eligible costs related to the construction of the apartment complex at Mayfair Mall and the proposed term sheet requires that the developer hire or sub-contracts with a firm registered as a Disadvantaged Business Enterprises with Milwaukee County or the State Department of Transportation and the city does not have the capacity or technical knowledge to fulfill that requirement;

WHEREAS, the city requested proposals for this project, Prism Technical was the sole respondent, and the city has worked with Prism Technical on previous jobs;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa that the city enter into a contract with Prism Technical and a Level Three fund transfer be established for a budget for the contract to be paid with TIF 15 funds.

By: Financial Affairs Committee

Recommendation: Approve 6-1

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Ernst Franzen

Aye: 11 Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Moldenhauer, Morgan, and Dolan

Nay: 3 Wilke, Meindl, and Fuerst

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-202

- 8. Resolution approving Memorandums of Understanding to obligate remaining American Rescue Plan projects [24-1762](#)

WHEREAS, the City of Wauwatosa received \$24,663,875.00 in American Rescue Plan Act (ARPA) funds that must be used by December 31, 2026;

WHEREAS, the Finance Director outlined further plans to commit ARPA funds to the Library Board, Public Works Department, Health Department, Finance Department and Community Development Authority via Memoranda of Understanding with said departments, in addition to continued funding of previously-encumbered projects;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa that the Memoranda of Understanding, as presented to the Financial Affairs Committee at its meeting of December 12, 2024, be adopted.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-203

- 9. Ratification of Comptroller’s Office bills and claims report, November 20 through December 17, 2024 [24-1765](#)

RESULT: RATIFIED
MOVER: James Moldenhauer
SECONDER: Ernst Franzen

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips

FROM THE BOARD OF PUBLIC WORKS

- 1. Resolution awarding Contract 25-19, 2025 Sidewalk Repair Program, to Milwaukee General Construction in the amount of \$706,548.66 [24-1767](#)

WHEREAS, the Board of Public Works of the City of Wauwatosa reports that pursuant to the official notice, published as required by law, for proposals for Concrete Sidewalk Repair under Contract 25-19, Project 2025, bids and proposals were received until 11:01 o’clock in the morning, Wednesday, December 4th, 2024, and therefore publicly opened; and

WHEREAS, that said bids and proposals are returned herewith, and the bids received are as follows:

Milwaukee General Construction	\$706,548.66
LaLonde Contractors, Inc.	\$708,311.36

WHEREAS, the lowest bid received is from Milwaukee General Construction in the amount of \$706,548.66; and

WHEREAS the Board of Public Works recommends that the proper City Officials be authorized to enter into a contract for doing said work of improvement;

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 Milwaukee General Construction for the work of Concrete Sidewalk Repair at and for their bid price of \$706,548.66, this being the lowest and best bid.

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

By: Board of Public Works

Recommendation: Approve 5-0

RESULT: APPROVED
MOVER: Melissa Dolan
SECONDER: Brad Foley

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-204

- 2. Resolution awarding contracts for minor and/or emergency Overhead Door Repair & Replacement services under \$25,000 (January 1, 2025 through December 30, 2027) [24-1768](#)

WHEREAS, the Purchasing Department has requested updated prequalification statements from submitting contractors for minor and/or emergency Overhead Door Repair & Replacement services under \$25,000, to be retained for a three year period;

NOW, THEREFORE, BE IT RESOLVED by the Common Council that the Purchasing Department retain all responding contractors for minor and/or emergency Overhead Door Repair & Replacement services under \$25,000 for a period of three years as more thoroughly outlined at the December 10, 2024 meeting of the Board of Public Works.

By: Board of Public Works

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Brad Foley

Aye: 14 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Morgan, Fuerst, and Dolan

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-205

FROM THE COMMITTEE OF THE WHOLE

- 1. Resolution enacting the recommendation of the Committee of the Whole related to payroll and contract adjustments following the annual performance evaluation of the City Administrator [24-1719](#)

WHEREAS, following an annual review by the Common Council sitting as the Committee of the Whole, the performance of the City Administrator, James Archambo, has been determined to exceed expectations; and

WHEREAS, the Committee of the Whole has determined that it is appropriate to update the employment contract of the City Administrator to reflect the revised scope of his employment and compensation package;

NOW THEREFORE BE IT RESOLVED THAT, the Committee of the Whole has determined that the City Administrator is eligible for his contractual one-time bonus based on his 2024 performance;

WHEREAS, the Committee of the Whole has determined that the City Administrator’s employment contract is to be adjusted effective for the period January 1, 2025 through December 31, 2029, to reflect that annual salary will be \$215,000, with changes which will include elimination of the current Car Allowance, cost of living adjustment to match non-represented employees each year, plus an additional 1.5% adjustment, and continuation of current deferred compensation and annual performance bonus terms;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to enter into a revised employment agreement with the City Administrator, consistent with the terms recommended by the Committee of the Whole and approved by this resolution.

By: Committee of the Whole

Recommendation: Approve 12-0 (performance bonus) and 11-1 (contract wage negotiations)

RESULT: APPROVED

MOVER: Jason Wilke

SECONDER: James Moldenhauer

Aye: 13 Wilke, Arney, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Moldenhauer, Morgan, Fuerst, and Dolan

Nay: 1 Meindl

Excused: 2 Makhlouf II, and Phillips
Enactment No: R-24-206

FUTURE COUNCIL COMMITTEE AGENDA ITEMS

- 1. Future Council committee agenda items

[24-1766](#)

No new items.

RESULT: INFORMATIONAL ONLY

ADJOURNMENT

Meeting adjourned at 7:16 PM.