



# Wauwatosa, WI

## Common Council

### Meeting Agenda - Final

7725 W. North Avenue  
Wauwatosa, WI 53213

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Tuesday, January 16, 2024

7:30 PM

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

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#### Regular Meeting

#### HYBRID MEETING INFORMATION

Members of the public may observe the meeting in-person or via Zoom at the link above. To access the Zoom meeting via phone, call 1-312-626-6799 and enter the Meeting ID.

#### CALL TO ORDER

#### PLEDGE OF ALLEGIANCE

#### ROLL CALL

#### APPROVAL OF MINUTES

1. Approval of minutes of the December 19, 2023 regular meeting

[24-0052](#)

#### APPOINTMENTS BY THE MAYOR

1. Reappointment by Mayor McBride of Julie Alexander (District 2) as a member of the Wauwatosa Commission for Persons with Disabilities, term ending March 31, 2027

[24-0006](#)

*Recommendation:* First Reading

2. Reappointment by Mayor McBride of Mary Walz-Chojnacki (District 4) as a member of the Wauwatosa Commission for Persons with Disabilities, term ending March 31, 2027

[23-1379](#)

*Recommendation:* First Reading

3. Reappointment by Mayor McBride of Scott Seis (District 7) as a member of the Wauwatosa Commission for Persons with Disabilities, term ending March 31, 2027

[24-0032](#)

*Recommendation:* First Reading

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4. Appointment by Mayor McBride of Jeanne Sidner (District 1) as a member of the Wauwatosa Senior Commission, term ending April 30, 2024 [23-1360](#)  
*Recommendation:* First Reading
  5. Appointment by Mayor McBride of Patricia Bruce (District 5) as a member of the Wauwatosa Senior Commission, term expiring April 30, 2027 [24-0068](#)  
*Recommendation:* First Reading
  6. Reappointment by Mayor McBride of William Kopka (District 1) as a member of the Wauwatosa Community Development Block Grant Committee, term ending March 31, 2027 [23-1381](#)  
*Recommendation:* First Reading
  7. Appointment by Mayor McBride of William Kopka (District 1) as a member of the Wauwatosa Ad Hoc Community Land Trust Formation Committee [24-0075](#)  
*Recommendation:* First Reading
  8. Appointment by Mayor McBride of Beth Gleesing as the Wauwatosa representative to the VISIT Milwaukee Board of Directors [24-0067](#)  
*Recommendation:* First Reading

#### **APPLICATIONS, COMMUNICATIONS, ETC.**

1. Claim - Stephanie Garza [24-0030](#)  
*Recommendation:* Refer to City Attorney
2. Claim - Patricia Love [24-0099](#)  
*Recommendation:* Refer to City Attorney
3. Claim - Milwaukee Regional Medical Center Thermal Service, Inc., Tax Key No. 373-9999-027 [24-0055](#)  
*Recommendation:* Refer to City Attorney
4. Claim - Milwaukee Regional Medical Center Thermal Services, Inc., Personal Property Account No. 291297685 [24-0056](#)  
*Recommendation:* Refer to City Attorney
5. Claim - Milwaukee Regional Medical Center Water Service, Inc., Parcel Numbers 380-9999-007 & 381-9999-023 [24-0057](#)  
*Recommendation:* Refer to City Attorney

#### **ORDINANCES FOR INTRODUCTION**

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1. Ordinance amending Section 11.32.080 of the Wauwatosa Municipal Code to prohibit parking on the north side of Center Street from 125-foot east of 115th Street to 117th Street [24-0045](#)  
*Recommendation:* Refer to Transportation Affairs Committee
  2. Ordinance amending Section 11.36.190 of the Wauwatosa Municipal Code to prohibit left-turns at all approaches to the Center Street and 115th Street/Wauwatosa West School driveway intersection [24-0046](#)  
*Recommendation:* Refer to the Transportation Affairs Committee
  3. Ordinance amending portions of Sections 3.20.040 and 3.20.060 of the Wauwatosa Municipal Code related to purchasing procedures [24-0049](#)  
*Recommendation:* Refer to Financial Affairs Committee

#### **FROM THE GOVERNMENT AFFAIRS COMMITTEE**

1. Resolution approving a change of Agent for Class “A” Liquor License for Empire Fish to Quinn Eakes [24-0041](#)  
*Recommendation:* Approve 7-0
2. Resolution granting a New Retail Class “B” beer and “Class C” wine license for Neighborhood Theater Group, LLC, Jane Schilz, Agent, d/b/a Rosebud Cinema, 6823 W North Avenue, for the period ending June 30, 2024 [24-0044](#)  
*Recommendation:* Approve 7-0
3. Resolution approving theatre license (entertainment license) for Neighborhood Theater Group, LLC d/b/a Rosebud Cinema, 6823 W North Avenue, for the period ending June 30, 2024 [24-0059](#)  
*Recommendation:* Approve 7-0
4. Resolution amending 2024 Common Council Meeting calendar to move the Wednesday, February 21, 2024 Common Council meeting to Tuesday, February 20, 2024 [24-0061](#)  
*Recommendation:* Approve 7-0

#### **FROM THE TRANSPORTATION AFFAIRS COMMITTEE**

1. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code prohibiting parking between eight a.m. and six p.m., except on Saturdays, Sundays, and legal holidays, on the east side of 114th Street from the south lot line of 456 N. 114th Street to the south lot line of 526 N. 114th Street [23-1299](#)  
*Recommendation:* Ready for adoption, Adopt 8-0

2. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code to create a fifteen-minute parking zone from noon to five p.m. except Sundays and legal holidays on the north side of North Avenue from 90-feet west of 85th Street to 130-feet west of 85th Street [23-1300](#)

*Recommendation:* Ready for adoption, Adopt 8-0

### **FROM THE COMMUNITY AFFAIRS COMMITTEE**

1. Ordinance amending the Official Zoning Map of the City of Wauwatosa from Special Purpose - Public Facilities District (SP-PUB) to Special Purpose - Parks and Open Space District (SP-POS) at the southeast corner of 116th Street and Gilbert Avenue for the west side park [23-1055](#)

*Recommendation:* Ready for adoption, Adopt 8-0

2. Ordinance amending Secs. 24.03.030, 24.03.040 and 24.07.030 of the Wauwatosa Municipal Code related to building height for C2 zoned properties [23-1306](#)

*Recommendation:* Ready for adoption, Adopt 6-2

3. Resolution approving a Major Planned Unit Development (PUD) Amendment at 11111 W. Burleigh Street to construct a bank with drive through (Chase Bank), Gabriela Prewitt, The Architects Partnership, LTD., applicant [24-0058](#)

*Recommendation:* Approve 7-1

4. Resolution approving a Final Planned Unit Development approval extension for Le Bon Vivant, 74th Street/Wright Street, Chris Geiger, Cardinal Capital Management, Inc., applicant [24-0060](#)

*Recommendation:* Approve 8-0

5. Resolution increasing membership of the Ad Hoc Community Land Trust Formation Committee from 8 (eight) to 9 (nine) voting members [24-0065](#)

*Recommendation:* Approve 8-0

### **FROM THE FINANCIAL AFFAIRS COMMITTEE**

1. Resolution approving partial rescission of certain 2023 Personal Property Taxes and approving a fund transfer from the Reserve for Contingencies [24-0047](#)

*Recommendation:* Approve 8-0, Requires 2/3 majority vote

2. Resolution approving 2024 Utility Rate changes [24-0048](#)

*Recommendation:* Approve 8-0

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3. Resolution approving Settlement Agreement in the matter of Wheaton Franciscan Healthcare vs. City of Wauwatosa, Milwaukee County Circuit Court Case No. 2019-CV-009786 [24-0051](#)
- Recommendation:* Approve 8-0, Requires 2/3 majority vote
- 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.*
4. Ratification of Comptroller's Office bills and claims report, December 20, 2023 through January 16, 2024 [24-0054](#)

### **FROM THE BOARD OF PUBLIC WORKS**

1. Resolution approving request by Nick Carnahan of Galbraith Carnahan Architects on behalf of DAPK LLC for an encroachment at 6330 W. North Avenue [24-0086](#)
- Recommendation:* Approve 6-0
2. Resolution accepting a non-motorized multi-use pedestrian trail easement agreement at 3029 N. 112th Street [24-0088](#)
- Recommendation:* Approve 6-0
3. Resolution accepting a permanent water main easement for the installation of a water main at 931-937 N. 123rd Street [24-0066](#)
- Recommendation:* Approve 6-0
4. Resolution accepting donation of remaining portion of Schoonmaker Reef National Historic Landmark to the City of Wauwatosa from Wangard Partners, LLC via quitclaim deed [24-0089](#)
- Recommendation:* Approve 6-0

### **FUTURE COUNCIL COMMITTEE AGENDA ITEMS**

1. Future Council committee agenda items [24-0053](#)

### **ADJOURNMENT**

#### NOTICE TO PERSONS WITH A DISABILITY

Persons with a disability who need assistance to participate in this meeting should call the City Clerk's office at (414) 479-8917 or send an email to [tclerk@wauwatosa.net](mailto:tclerk@wauwatosa.net), with as much advance notice as possible.