



Wauwatosa, WI

Common Council

Meeting Minutes

7725 W. North Avenue
Wauwatosa, WI 53213

Tuesday, June 18, 2024

7:30 PM

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

Regular Meeting

CALL TO ORDER

Mayor McBride called the meeting to order at 7:49 PM.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present: 15 Alderperson District 8 Council President Jason Wilke
Alderperson District 2 Margaret Arney
Alderperson District 6 Aletha Champine
Alderperson District 4 David Lewis
Alderperson District 2 Brad Foley
Alderperson District 4 Ernst Franzen
Alderperson District 3 Joseph Makhoul II
Alderperson District 5 Rob Gustafson
Alderperson District 5 Sean Lowe
Alderperson District 1 Andrew Meindl
Alderperson District 1 James Moldenhauer
Alderperson District 6 Joe Phillips
Alderperson District 7 Mike Morgan
Alderperson District 7 Amanda Fuerst
Alderperson District 8 Melissa Dolan
Excused: 1 Alderperson District 3 Robin Brannin

PUBLIC HEARINGS

1. Public Hearing regarding a proposed zoning map amendment from R1-6 District to C1/Planned Unit Development District at 7460 Blanchard Street for a multi-unit residential development (Harlow & Hem)

[24-0863](#)

Public hearing opened at 7:56 PM.

Presentation by Development Director Paulette Enders.

Public Comments

Questions/Comments:

*Ann Kammerer, 728 N. 70th St.
Barb Schoenherr, 1324 N. 74th St.
Sandy Zellmer, 247 N. 65th St.
Tom Waldkirch, 1709 Day Ct.
Erika Turner, 8815 Glencoe Ci.
Mary McNulty, 6178 Washington Ci.
Patti Scholtka, 8000 Warren Ave.
Jane Keelan, 1512 Mower Ct.*

Spoke in favor:

Phillip Aiello, applicant

Spoke in opposition:

*Ann Kammerer, 728 N. 70th St.
Russ Drover, 9116 Jackson Park Blvd.
Brent Swisher, 1827 N. 73rd St.
Barb Schoenherr, 1324 N. 74th St.
Mary Norman, 2150 N. 71st St.
Ursula Twombly, 11716 W. Meinecke Ave., representing the Wauwatosa Housing Coalition
Dain Maddox, 105 N. 88th St.
Tyler Rasmussen, 1333 Martha Washington Dr.
Patti Scholtka, 8000 Warren Ave.
Jeff Grimm, 7325 Blanchard St.
Jane Conarchy, 2651 N. Lefebvre Ave.
Sheila O'Brien, 1709 Alta Vista Ave.*

Public hearing closed at 8:37 PM.

RESULT: INFORMATIONAL ONLY

2. Public Hearing regarding a proposed preliminary planned unit development at 1330 Wauwatosa Avenue, 7463 Harwood Avenue, and 7460/7470 Blanchard Street for a multi-unit residential development (Harlow & Hem)

[24-0865](#)

Public hearing combined with the first hearing.

RESULT: INFORMATIONAL ONLY**APPROVAL OF MINUTES**

1. Approval of minutes of the June 4, 2024 regular meeting

[24-0820](#)

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: David Lewis

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin

APPOINTMENTS BY THE MAYOR

1. Reappointment by Mayor McBride of Dan Beyer (District 4) as a member of the Wauwatosa Design Review Board, term ending June 30, 2026 [24-0898](#)

Recommendation: First Reading

RESULT: HELD

2. Reappointment by Mayor McBride of Carolyn Stuessy (District 5) as a member of the Wauwatosa Design Review Board, term ending June 30, 2026 [24-0899](#)

Recommendation: First Reading

RESULT: HELD

3. Appointment by Mayor McBride of Matthew Jaworski (District 6) as a student member of the Wauwatosa Youth Commission, term ending May 31, 2026 [24-0900](#)

Recommendation: First Reading

RESULT: HELD

APPLICATIONS, COMMUNICATIONS, ETC.

1. Claim - Annette Laur [24-0913](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

2. Claim - Marsha Koehler [24-0915](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

ORDINANCES FOR INTRODUCTION

1. Ordinance amending the Official Zoning Map of the City of Wauwatosa from Single Family Residential (R1-6) District to Neighborhood Village Trade/Planned Unit Development (C1/PUD) District at 7460 Blanchard Street [24-0864](#)

The Common Council of the City of Wauwatosa ordains as follows:

Part I. The Official Zoning Map of the City of Wauwatosa is hereby amended to reflect a Zoning Map Amendment from Single Family Residential (R1-6) District to Neighborhood Village Trade/Planned Unit Development (C1/PUD) District at 7460 Blanchard Street described as follows:

SPORLEDER'S SUBD SW 1/4 SEC 22-7-21 LOTS 4 5 & 6 BLK 1 & LOT 2 IN
ASSESSOR'S PLAT NO 14 EXC COM NW COR SD LOT 2 NE 64.23 FT TO NE COR
SD LOT 2 SW 9.95 FT SW 48.56 FT SE 10.11 FT THE NW 17.49 FT TO POB 1989

Part II. The City Administrator is hereby directed to change the Official Zoning Map of the

City of Wauwatosa to conform to the provisions of the Ordinance, and said Map is declared amended accordingly.

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

By: Plan Commission

Recommendation: Refer to Community Affairs Committee

RESULT: REFERRED TO ORIGINATING COMMITTEE

2. Ordinance amending Secs. 2.02.070, 2.02.100, 2.02.120, and 2.24.030 [24-0903](#)
relative to setting meeting dates and times for the Common Council and
Standing Committees, the process for adopting ordinances and other
actions, and the process for approvals of Plan Commission-related items

Part I. Section 2.02.070 of the Wauwatosa Municipal Code of Ordinances is hereby amended to read in its entirety as follows:

"Except as otherwise provided in this code, the common council shall meet not less than once per month in the City Hall at such dates and times as declared by the common council. In the event the council deems it necessary, it may designate another place of meeting of the council in lieu of the City Hall. Following a regular city election, the first meeting of the new council shall be on the third Tuesday of April. Immediately prior to such meeting the council shall elect its president, plan commission member and representative to the Board of Public Works in accordance with provisions of Section 2.02.150."

Part II. Section 2.02.120 of the Wauwatosa Municipal Code of Ordinances is hereby amended to read in its entirety as follows:

"Except as otherwise provided in this code, the standing committees of the common council shall meet in the City Hall at such dates and times as declared by the common council. In the event that the common council deems it necessary, it may designate another place for committee meetings in lieu of City Hall."

Part III. Section 2.02.100 of the Wauwatosa Municipal Code of Ordinances is hereby amended to read in its entirety as follows:

"Action on any ordinance or the report of any committee which is before the council for the first time shall be deferred until the next regular meeting of the council upon request of four members of the council."

Part IV. The portion of the "Items Under Consideration" and portions subsection of Wauwatosa Code 2.24.030 is hereby amended to read as follows:

A. Items considered by the plan commission shall be referred directly to the full common council for approval. As an alternative, the Plan Commission

may refer any item to the committee on community affairs upon its own motion.

B. Following a referral from plan commission to the common council pursuant to subsection A., above, and prior to any action by the common council, any five alderpersons may require that an item be referred to the committee on community affairs by submitting a written request to the common council president with a copy provided to the city clerk.”

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

By: Government Affairs Committee

Recommendation: Refer to Government Affairs Committee

RESULT: REFERRED TO ORIGINATING COMMITTEE

FROM THE PLAN COMMISSION

1. Resolution approving a Conditional Use Permit in the General Commercial (C2) zone at 10600 W. Blue Mound Road for a drinking establishment, Bhupinder Singh, applicant

[24-0890](#)

WHEREAS Bhupinder Singh applied for a Conditional Use Permit in the General Commercial (C2) zone at 10600 W. Blue Mound Road for a 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 Bhupinder Singh subject to:

1. Hours of operation Monday - Sunday from 11:00 am to 2:00 am.
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. 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.
5. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Joe Phillips

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-098

2. Resolution approving a Conditional Use Permit in the General Commercial and Mayfair Overlay (C2/MAY) zone at 737 N. Mayfair Road for a liquor store, Bhupinder Singh, applicant

[24-0891](#)

WHEREAS Bhupinder Singh applied for a Conditional Use Permit in the General Commercial and Mayfair Overlay (C2/MAY) zone at 737 N. Mayfair Road for a liquor store, 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 Bhupinder Singh subject to:

1. Hours of operation Monday - Sunday from 8:00 am to 9:00 pm.
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. Applicant shall coordinate with the Engineering Department to address all comments in the Engineering comment section of this report.
5. 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.
6. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Joe Phillips

Aye: 12 Wilke, Arney, Champine, Lewis, Franzen, Makhoul II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, and Fuerst

Nay: 3 Foley, Morgan, and Dolan

Excused: 1 Brannin
 Enactment No: R-24-099

3. Resolution approving a Conditional Use Permit in the
Neighborhood/Village Trade and North Avenue Overlay (C1/NOR)
district at 6707 W. North Avenue for an outdoor dining area, Jodie
Schroeder, applicant

[24-0892](#)

WHEREAS Jodie Schroeder applied for a Conditional Use Permit in the
Neighborhood/Village Trade and North Avenue Overlay (C1/NOR) district at 6707 W.
North Avenue for an outdoor dining area, 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 Jodie Schroeder subject
to:

1. Hours of operation 11:00 am to 9:00 pm Sunday to Thursday, and 11:00 am to 10:00
pm Friday and 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. The dining area kept clean, neat, and in an orderly appearance free of trash, debris,
and/or obnoxious odors. This includes upkeep of outdoor dining furniture.
4. Under WMC 24.16.040L, 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.
5. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Joe Phillips

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoul II,
Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and
Dolan

Excused: 1 Brannin
 Enactment No: R-24-100

4. Resolution approving a Conditional Use Permit in the Midtown (MID-MIX) District at 8730 W. North Avenue for secondhand sales and indoor recreation facility, Pao Xiong, applicant [24-0893](#)

WHEREAS Pao Xiong applied for a Conditional Use Permit in the Midtown (MID-MIX) District at 8730 W. North Avenue for secondhand sales and indoor recreation facility, 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 Pao Xiong subject to:

1. Hours of operation for tournaments are Thursday and Friday from 6:00 pm to 8:00 pm, Saturday from 2:00 pm to 8:00 pm, and Sunday from 4:00 pm to 8:00 pm.
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-term bicycle parking in compliance with City Code 24.11.080 prior to occupancy permit issuance.
4. 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.
5. Obtaining other required licenses, permits, and approvals.

By: Plan Commission

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Joe Phillips

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlof II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin

Enactment No: R-24-101

FROM THE TRANSPORTATION AFFAIRS COMMITTEE

1. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code prohibiting parking on the east side of 84th Street from the driveway at 2336 N. 84th Street to the driveway at 2344 N. 84th Street [24-0844](#)

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

Part I. The "84th Street- east side" portion of the "Schedule of Streets, and portions" subsection

of Wauwatosa Code Section 11.32.080 is hereby amended by adding the following subsection:

"(a) from the driveway at 2336 N. 84th Street to the driveway at 2344 N. 84th Street.

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

By: Transportation Affairs Committee

Recommendation: Ready for adoption, Adopt 7-0

RESULT: ADOPTED

MOVER: Mike Morgan

SECONDER: David Lewis

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: O-24-20

FROM THE GOVERNMENT AFFAIRS COMMITTEE

1. Resolution authorizing the flying the National Disability Flag at City Hall from July 22 through July 29, 2024 [24-0896](#)

WHEREAS, July 26, 2024 is the 34th anniversary of the passage of Americans with Disabilities Act; and

WHEREAS, the Common Council supports the work of the Commission for Persons with Disabilities and encourages the continued success of the goals and objectives of the Americans with Disabilities Act;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the City of Wauwatosa is authorized to fly a National Disability Flag on the city-owned flagpole at City Hall from July 22 through July 29, 2024.

By: Government Affairs Committee

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Margaret Arney

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-102

2. Resolution approving the Special Event Permit by Chris Barlow, Tosa Village BID, Event Name: Village Al Fresco, Location: W. State Street between Underwood and Wauwatosa Avenue, Date/Time: July 30, 2024, 5:30 PM - 8:30 PM [24-0897](#)

WHEREAS, the Wauwatosa Village BID has requested a Special Event Permit for the Village Al Fresco event on July 30, 2024, located at W. State Street between Underwood and Wauwatosa Avenue from 5:30 PM - 8:30 PM; and

WHEREAS, the Government Affairs Committee of the City of Wauwatosa has reviewed the application and recommends approval.

NOW, THEREFORE, BE IT RESOLVED THAT the Special Event Permit is hereby approved for the Village Al Fresco event on July 30, 2024, located at W. State Street between Underwood and Wauwatosa Avenue from 5:30 PM - 8:30 PM.

By: Government Affairs Committee

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Margaret Arney

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-103

3. Resolution granting a New Retail Reserve “Class B” liquor license for Lion's Tail Brewing Co. LLC, Alexander Wenzel - Agent, d/b/a Lion's Tail Brewing Co., 8520 W. North Avenue, for the period ending June 30, 2025 [24-0901](#)

WHEREAS, PM1 MGR, LLC, Lion's Tail Brewing Co. LLC, Alexander Wenzel - Agent, d/b/a Lion's Tail Brewing Co., 8520 W. North Avenue, has applied for a new retail Reserve “Class B” liquor license for the period ending June 30, 2025; and

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

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

NOW THEREFORE BE IT RESOLVED THAT PM1 MGR, LLC, Lion's Tail Brewing Co. LLC, Alexander Wenzel - Agent, d/b/a Lion's Tail Brewing Co., 8520 W. North Avenue is granted a new retail Reserve “Class B” liquor license for the period ending June 30, 2025.

By: Government Affairs Committee

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Margaret Arney

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-104

4. Resolution approving various alcohol license renewal applications for the 2024-2025 license period

[24-0885](#)

WHEREAS, the Government Affairs Committee of the City of Wauwatosa has reviewed current applications for renewal alcohol licenses for various applicants who have met the applicable qualifications of Chapter 125 of the Wisconsin Statutes and the Wauwatosa Municipal Code, and recommends approval of said renewals.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wauwatosa that the renewal applications for the following Class "A" beer, "Class A" liquor, Class "B" beer, "Class B" liquor, Reserve "Class B" liquor, and Class "C" wine licenses for the 2024-2025 license period are hereby approved.

BE IT FURTHER RESOLVED that the list of licensees approved as part of the present renewal resolution is reflected as follows:

**LIST OF ALCOHOL BEVERAGE LICENSE RENEWALS
FOR THE 2024-2025 LICENSE PERIOD**

CLASS "B" BEER AND "CLASS B" LIQUOR

- Haiwen, Inc, Hui's Restaurant, Rose Hui - Agent, 8820 W. North Ave.
- King Cobra Investments LLC, Drunken Cobra, Anthony Lampsona - Agent, 6818 W. North Ave.
- RAZ Hospitality Group, Allys Powerhouse Café, Rodney Zimmerman - Agent, 10460 W. Innovation Dr.

CLASS "B" BEER AND RESERVE "CLASS B" LIQUOR

- Bamboo Door Inc, Wauwatiki, Panagiotis Panagos, Jr - Agent, 6502 W. North Ave.

CLASS "B" BEER AND "CLASS C" WINE

- Neighborhood Theater Group LLC, Rosebud Cinema, Jane Schilz -

Agent, 6823 W North Ave.

CLASS “A” BEER AND “CLASS A” LIQUOR

- Walgreen Company, Walgreens #10196, Spencer Peck - Agent, 6600 W. State St.
- Walgreen Company, Walgreens #04253, Michelle Gulden - Agent, 2656 Wauwatosa Ave.
- Walgreen Company, Walgreens #04095, Dawn Schmitt - Agent, 10800 W. Capitol Dr.
- Walgreen Company, Walgreens #03578, Kristin Hanson - Agent, 2275 N. Mayfair Rd.

By: Government Affairs Committee

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Margaret Arney

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlouf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin

Enactment No: R-24-105

5. Resolution approving Amusement Arcade and Theatre renewal applications for the 2024-2025 license period

[24-0902](#)

WHEREAS, the Government Affairs Committee of the City of Wauwatosa has reviewed current applications for new and renewal Amusement Arcade and Theatre licenses for various applicants who have met the applicable qualifications of Chapter 6.12 and 6.68 of the Wauwatosa Municipal Code, and recommends approval of said renewals;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wauwatosa that the new and renewal applications for the following Amusement Arcade and Theatre licenses are hereby approved.

BE IT FURTHER RESOLVED that the list of licensees approved as part of the present renewal resolution is reflected as follows:

AMUSEMENT ARCADE

- Dave and Busters of Wisconsin Inc., 2201-2215 N. Mayfair Rd.
- AMF Bowling Centers, Inc., 11737 W. Burleigh St.
- American Multi-Cinema Inc, 2500 N. Mayfair Rd.

- Walters' on North, 6930 W. North Ave.
- Northern Novelty - Jackson's Blue Ribbon Pub, 11302 W. Blue Mound Rd.

THEATRE

- American Multi-Cinema Inc, 2500 N. Mayfair Rd.
- Rosebud Cinema, 6823 W North Ave.

NEW AMUSEMENT ARCADE

- Camp Bar, 6600 W. North Ave.

By: Government Affairs Committee

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Margaret Arney

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlof II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-106

FROM THE FINANCIAL AFFAIRS COMMITTEE

1. Resolution waiving the competitive bidding process and approving a contract with R&R Restorations for repairs to the Blanchard Street Pumping Station in the amount of \$154,620

[24-0894](#)

WHEREAS, the Department of Public Works is requesting approval to waive the competitive bid process and authorize the approval of a contract with R&R Restorations for repairs to the Blanchard Street Pumping Station in the amount of \$154,620 after an eighteen-inch diameter piece of steel riser pipe approximately six feet long detached during a pressure test causing damage to a brick partition at the station; and

WHEREAS, the cost of the contract will be paid by the city's property insurance carrier, with the exception of the city's \$5,000 deductible;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT, for the reasons provided at the meeting of the Financial Affairs Committee on June 11, 2024, permission be and the same is hereby granted to waive the competitive bidding process and to authorize the approval of a contract with R&R Restoration.

By: Financial Affairs Committee

Recommendation: Approve 8-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlouf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-107

2. Resolution amending the Consolidated Purchasing Practices policy [24-0895](#)

WHEREAS, in February 2024, the Common Council approved a resolution to modify purchasing procedures (O24-07) and after further consultation, there are more recommendations being sought to modify Section 12;

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL of the City of Wauwatosa that the modifications to Section 12 of Consolidated Purchasing Practices be revised as more specifically outlined at the Financial Affair Meeting of June 11, 2024.

By: Financial Affairs Committee

Recommendation: Approve 8-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlouf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-108

3. Ratification of Comptroller's Office bills and claims report, June 5 through June 18, 2024 [24-0821](#)

RESULT: RATIFIED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlouf II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin

FROM THE BOARD OF PUBLIC WORKS

1. Resolution awarding Contract 24-51 Water Main Relay and Lining in Mayfair Road, between W. Grantosa Drive and W. Keefe Avenue [24-0848](#)

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 Water Main Relay and Lining under Contract 24- 51/Project 5114, bids and proposals were received until 11:01 o'clock in the morning, Wednesday, May 22, 2024, and therefore publicly opened; and

WHEREAS, that said bids and proposals are returned herewith, and the bids received, including the costs of Alternate Bid 1A and Alternate bid 2A, are as follows:

Mid City Corp.	\$2,037,098.50
American Sewer Services, Inc.	\$3,348,564.80

WHEREAS, the lowest bid received is from Mid City Corp. in the amount \$2,037,098.50 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 Mid City Corp. for the work of Contract 24-51, Project 5114, Water Main Relay and Lining, including Alternate Bid 1A and Alternate bid 2A, at and for their bid price of \$2,037,098.50 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 6-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Jason Wilke

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlof II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin
Enactment No: R-24-109

2. Resolution accepting the Wisconsin Department of Natural Resources 2023 Compliance Maintenance Annual Report and directing appropriate City staff to submit the report

[24-0906](#)

WHEREAS, the City of Wauwatosa is required under its Wisconsin Pollution Discharge Elimination System (WPDES) permit issued by the Wisconsin Department of Natural Resources to file the CY 2023 Compliance Maintenance Annual Report (CMAR) for its

wastewater collection system under Wisconsin Administrative Code NR 208; and

WHEREAS, it is necessary to acknowledge that the governing body has reviewed the Compliance Maintenance Annual Report (CMAR); and

WHEREAS, it is necessary to provide recommendations or an action response plan for all individual CMAR section grades of “C” or less and/or an overall grade point average less than 3.00; and

WHEREAS, after receiving an “A” on the one credit financial management section and an “A” on the three credit collection system section, the City of Wauwatosa’s overall grade point average is 4.0;

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa to accept the 2021 Compliance Maintenance Annual Report (CMAR) and that the following recommendations and actions be taken to address and correct problems and deficiencies of the collection system as identified in the Compliance Maintenance Annual Report (CMAR) in order to maintain compliance with effluent limitations and permit conditions and eliminate Sanitary Sewer Overflows (SSO):

- 1) Continue with the City’s accelerated Inflow and Infiltration elimination program.
- 2) Continue with its current sanitary sewer collection system operational procedures and make improvements where necessary.
- 3) Initiate additional engineering studies in areas where there may be inadequate capacity.
- 4) Perform orderly and timely repairs and maintenance.
- 5) Add newly identified troubled spots to a monthly maintenance schedule.

BE IT FURTHER RESOLVED THAT the Director of Public Works or his representative is hereby designated to act as the City of Wauwatosa’s authorized representative for administering and submitting the Compliance Maintenance Annual Report and that he is hereby directed to make that submittal.

By: Board of Public Works

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Jason Wilke

Aye: 15 Wilke, Arney, Champine, Lewis, Foley, Franzen, Makhlof II, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 1 Brannin

Enactment No: R-24-110

FUTURE COUNCIL COMMITTEE AGENDA ITEMS

1. Future Council committee agenda items

[24-0822](#)

Ald Dolan asked to revisit the No May Day ordinance. Ald Makhoul would like to amend the policy on sending public hearing notices to include tenants.

RESULT: INFORMATIONAL ONLY

ANNUAL REPORTS

1. Fire Department Annual Report

[24-0905](#)

Presentation by Fire Chief James Case.

RESULT: INFORMATIONAL ONLY

ADJOURNMENT

Meeting adjourned at 9:15 PM.