



Wauwatosa, WI

Common Council

Meeting Minutes

7725 W. North Avenue
Wauwatosa, WI 53213

Tuesday, March 19, 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 7:30 PM.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present: 8 Alderperson District 1 Andrew Meindl
Alderperson District 2 Margaret Arney
Alderperson District 2 John Dubinski
Alderperson District 3 Joseph Makhlof II
Alderperson District 4 David Lewis
Alderperson District 6 Joe Phillips
Alderperson District 7 Amanda Fuerst
Alderperson District 8 Melissa Dolan

Excused: 3 Alderperson District 5 Sean Lowe
Alderperson District 5 Joel Tilleson
Alderperson District 6 Council President Meagan O'Reilly

APPROVAL OF MINUTES

1. Approval of minutes of the February 20, 2024 regular meeting [24-0411](#)
RESULT: APPROVED
MOVER: Ernst Franzen
SECONDER: David Lewis
Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlof II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan
Excused: 3 Lowe, Tilleson, and O'Reilly

PUBLIC HEARING

1. Public Hearing regarding a proposed zoning map amendment from R1-6 District to R2 District for a portion of land at 1357 N. 71st Street and from R2 District to R1-6 District for a portion of land at 1412 St. Charles Street [24-0235](#)

Paulette Enders, Development Director, and Nick Cerwin, 1357 N. 71st Street, presented an overview of the request.

Public hearing opened at 7:34 PM.

No spoke for or against.

Public hearing closed at 7:36 PM.

RESULT: INFORMATIONAL ONLY

2. Public hearing regarding proposed assessments and projects for 2024 Street and Alley Improvements [24-0339](#)

Bill Wehrley, City Engineer, presented the request.

Public hearing opened at 7:38 PM.

Mitch Adam, 210 N. 115th Street, spoke in opposition.

Fred Vida, 3258 N. Colonial Drive, spoke in opposition.

Scott Feist, 3280 N. Colonial Drive, spoke in opposition

Public hearing closed at 7:45 PM.

RESULT: INFORMATIONAL ONLY

APPOINTMENTS BY THE MAYOR

1. Reappointment by Mayor McBride of Greg Leahy (District 4) as a member of the Wauwatosa Police and Fire Commission, term ending April 30, 2028 [24-0267](#)

Recommendation: Second Reading

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Robin Brannin

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlof II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly

2. Appointment by Mayor McBride of Heather Deaton (District 5) as a member of the Wauwatosa Sustainability Committee, term ending December 31, 2026 [24-0288](#)

Recommendation: Second Reading

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Robin Brannin

- Aye:** 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan
- Excused:** 3 Lowe, Tilleson, and O'Reilly
3. Reappointment by Mayor McBride of Patricia Bruce (District 5) as a member of the Wauwatosa Senior Commission, term ending April 30, 2027 [24-0095](#)
- Recommendation:* Second Reading
- RESULT:** HELD
4. Reappointment by Mayor McBride of Nancy Hall (District 5) as a member of the Commission for Persons with Disabilities, term ending March 31, 2027 [24-0357](#)
- Recommendation:* Second Reading
- RESULT:** HELD
5. Reappointment by Mayor McBride of Robert Ornst Jr., (District 1) as a member of the Wauwatosa Board of Building and Fire Code Appeals, term ending May 31, 2027 [24-0361](#)
- Recommendation:* Second Reading
- RESULT:** HELD
6. Reappointment by Mayor McBride of Jennifer Cicero (District 1) as a member of the Wauwatosa Board of Health, term ending January 1, 2029 [24-0389](#)
- Recommendation:* Second Reading
- RESULT:** HELD
7. Appointment by Mayor McBride of Matt Wicker (District 4) as a member of the Wauwatosa Civic Celebration Commission, term ending December 31, 2025 [24-0338](#)
- Recommendation:* Second Reading
- RESULT:** HELD
8. Appointment by Mayor McBride of Guy Johnson (District 1) as a student member of the Wauwatosa Youth Commission, term ending May 31, 2026 [24-0356](#)
- Recommendation:* Second Reading
- RESULT:** HELD
9. Appointment by Mayor McBride of Lincoln Johnson (District 1) as a student member of the Wauwatosa Youth Commission, term ending May 31, 2026 [24-0373](#)
- Recommendation:* Second Reading

RESULT: HELD

APPLICATIONS, COMMUNICATIONS, ETC.

1. Claim - Lonna Walker [24-0350](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

2. Claim - Mila Haley [24-0415](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

3. Claim - Miyanah Brazziel [24-0416](#)

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 R1-6 District to R2 District for a portion of land at 1357 N. 71st Street and from R2 District to R1-6 District for a portion of land at 1412 St. Charles Street [24-0236](#)

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

Part 1. The Official Zoning Map of the City of Wauwatosa is hereby amended to reflect a Zoning Map Amendment from R1-6 District to R2 District for a portion of land at 1357 N. 71st Street and from R2 District to R1-6 District for a portion of land at 1412 St. Charles Street:

1357 N. 71st Street - THAT PART OF LOT 11 IN STICKNEY'S SUBDIVISION NO.3 IN THE SOUTHWEST 1/4 OF SECTION 22, IN TOWNSHIP 7 NORTH, RANGE 21 EAST, IN THE CITY OF WAUWATOSA, MILWAUKEE COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 11; THENCE NORTH 89°04'32" WEST, 122.60 FEET, ALONG THE NORTH LINE OF SAID LOT 11 TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE NORTH 89°04'32" WEST, 35.40 ALONG SAID NORTH LINE TO A FOUND CHISELED X IN CONCRETE AT THE NORTHWEST CORNER OF SAID LOT 11; THENCE SOUTH 19°51'32" EAST, 81.65 FEET, ALONG THE WEST LINE OF SAID LOT 11; THENCE SOUTH 81°46'17" EAST, 4.13 FEET; THENCE NORTH 2°39'41" EAST, 76.89 FEET, TO THE POINT OF BEGINNING. CONTAINING 1,509 SQUARE FEET, MORE OR LESS

1412 St. Charles Street - THAT PART OF LOT 12 IN STICKNEY'S SUBDIVISION NO.3 IN THE SOUTHWEST 1/4 OF SECTION 22, IN TOWNSHIP 7 NORTH, RANGE 21 EAST, IN THE CITY OF WAUWATOSA, MILWAUKEE COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 11 IN SAID STICKNEY'S SUBDIVISION NO.3; THENCE NORTH 89°04'32" WEST, 158.00 FEET, ALONG THE NORTH LINE OF SAID LOT 11 TO A FOUND

CHISELED X IN CONCRETE AT THE NORTHWEST CORNER OF SAID LOT 11; THENCE SOUTH 19°51'32" EAST, 81.65 FEET, ALONG THE EAST LINE OF SAID LOT 12 TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE SOUTH 19°51'32" EAST, 15.14 FEET, ALONG SAID EAST LINE TO THE SOUTH LINE OF SAID LOT 12; THENCE NORTH 82°14'32" WEST, 8.78 FEET, ALONG SAID SOUTH LINE; THENCE NORTH 10°00'21" EAST, 13.44 FEET; THENCE SOUTH 81°46'17" EAST, 1.23 FEET, TO THE POINT OF BEGINNING. CONTAINING 67 SQUARE FEET, MORE OR LESS

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 and subject to approval and recording of the lot line adjustment.

By: Plan Commission

Recommendation: Ready for adoption, Adopt 6-0

RESULT: REFERRED TO ORIGINATING COMMITTEE
Enactment No: O-24-15

- 2. Ordinance amending Sec. 11.40.310 of the Wauwatosa Municipal Code prohibiting truck traffic on Swan Boulevard from Watertown Plank Road to Menomonee River Parkway [24-0397](#)

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

Part I. The “Heavy traffic prohibited on certain streets” portion of the “Schedule of street, and portions” subsection of Wauwatosa Code Section 11.40.10 is hereby amended to read as follows:

#2. Swan Boulevard from Menomonee River Parkway to the north city limits

to

#2 Swan Boulevard from Watertown Plank Road to the north city limits.

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: REFERRED TO ORIGINATING COMMITTEE
Enactment No: O-24-11

- 3. Ordinance amending Sec. 11.32.490 of the Wauwatosa Municipal Code to include on-street accessible parking adjacent to 2644 North 124th [24-0401](#)

Street.

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

Part I. Subsection 22. of Section 11.32.490 of the Wauwatosa Municipal Code is hereby created to read as follows:

“On the east side of N. 124th Street from a point 270 feet south of Burleigh Street to a point 354 feet south of Burleigh 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: REFERRED TO ORIGINATING COMMITTEE
Enactment No: O-24-14

- 4. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code prohibiting parking on portions of the north side of North Avenue from Mayfair Road to 116th Street, to remove parking restrictions on portions of North Avenue between 114th Street and 115th Street, and to prohibit parking on the south side of North Avenue from Mayfair Road to 115th Street [24-0400](#)

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

Part I. The “North Avenue - south side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended by deleting the following:

- (a) from Mayfair Road to 10 feet west of the railroad bridge
- (a) from 150 feet east of the freeway bridge to N. 114th Street
- (k) from a point of 193 feet west of the Interstate 41 southbound entrance ramp to N. 115th Street
- (a) from Interstate 41 southbound entrance ramp to a point of 193 feet west thereof
- (a) from N. 115th Street to 90 feet west thereof
- (a) from the driveway at 1111 West North Avenue to the freeway entrance ramp
- (c) from 10 feet west of the railroad bridge to the east drive at 11011 W. North Avenue
- (a) from the east drive at 1101 W. North Avenue to the west drive at 11011 W. North Avenue
- (c) from the west drive at 11011 W. North Avenue to 126 feet west thereof
- (c) from 90 feet west of N. 115th Street to N. 117th Street

Part II. The “North Avenue - south side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended to read as follows:

- (c) from 90 feet west of N. 115th Street to N. 117th Street
- to
- (c) from 90 feet west of N. 115th Street to 20 feet east of N. 116th Street

and

(a) from N. Mayfair Road to 90 feet west of N. 115th Street

to

(a) from N. 107th Street to 90 feet west of N. 115th Street

Part III. The “North Avenue - south side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended by creating the following:

(C) from 90 feet west of N.116th Street to N. 117th Street

Part IV. The “North Avenue - north side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended by amending the following:

(c) from N. 15th Street to 45 feet east of N. 117th street

to

(c) from 65 feet west of N. 116th Street to 45 feet east of N. 117th street

And

(a) from 60 feet east of N. 115th street to N. 115th Street

to

(a) from 50 feet east of N. 115th Street to 65 feet west of N. 116th Street

And

(a) from North Mayfair Road to 437 feet west of N. 102nd Street
to

(a) from 437 feet west of N. 102nd Street to 53 feet west of N. 114th Street

Part V. The “North Avenue - north side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended by deleting the following:

(k) from 110 feet west of N. 113th Street to 60 feet east of N. 115th Street

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

By: Transportation Affairs Committee

Recommendation: Ready for adoption, Adopt 7-0

RESULT: REFERRED TO ORIGINATING COMMITTEE
Enactment No: O-24-13

5. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code [24-0399](#)
prohibiting parking on the west side of Mayfair Road from Capitol
Drive to the North City Limit following the completion of a 90-day trial

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

Part I. The “Mayfair Road - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended to read as follows:

(a) from West Blue Mound Road to W. Capitol Drive

to

(a) from West Blue Mound Road to North City Limits

Part II. The “Mayfair Road - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Code Section 11.32.080 is hereby amended by deleting the following subsection:

(o) from 50 feet south of W. Courtland Avenue to north city limits

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

By: Transportation Affairs Committee

Recommendation: Ready for adoption, Adopt 7-0

RESULT: REFERRED TO ORIGINATING COMMITTEE
Enactment No: O-24-12

FROM THE COMMUNITY AFFAIRS COMMITTEE

1. Ordinance amending Sec. 2.29 of the Wauwatosa Municipal Code [24-0247](#)
relative to membership of the Sustainability Committee

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

Part I. Subsection of 2.29.010 A. of the Wauwatosa Municipal Code is hereby amended to read in its entirety as follows:

A. There is hereby created a committee to be known as the Wauwatosa Sustainability Committee to include:

1. Not fewer than seven nor more than eleven citizen members, who shall be residents of Wauwatosa, to be selected at large by the mayor and subject to confirmation by majority vote of the common council,

being selected so as to provide a broad range of expertise of energy, recycling or sustainability issues; and

- 2. One member who shall be a member of the common council, appointed biannually by the mayor, to be a liaison and voting member of the committee;

Part II. Subsection 2.29.020 B. of the Wauwatosa Municipal Code is hereby amended to read in its entirety as follows:

B. Terms shall expire at the end of each calendar year. If a member should leave the committee before the end of their term, the mayor may appoint a replacement to serve out the remainder of the term.

Part III. Section 2.29.040 of the Wauwatosa Municipal Code is hereby amended to read in its entirety as follows:

The sustainability committee shall provide an annual update to a standing committee designated by the Common Council or the City Clerk in the first half of each calendar year, unless scheduled otherwise by the Common Council.

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

By: Community Affairs Committee

Recommendation: Ready for adoption, Adopt 8-0

RESULT: ADOPTED

MOVER: Jason Wilke

SECONDER: Joseph Makhlouf II

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: O-24-08

FROM THE GOVERNMENT AFFAIRS COMMITTEE

- 1. Resolution approving a change of Agent for the Class “A” beer and “Class A” liquor license for Walgreen Company d/b/a Walgreens #03578, 2275 N. Mayfair Road, to Kristin Hanson [24-0410](#)

WHEREAS, Walgreen Company d/b/a Walgreens #03578, 2275 N. Mayfair Road, has appointed Kristin Hanson, as successor agent for the Class “A” beer and “Class A” liquor license for the period ending June 30, 2024; and

WHEREAS, Kristin Hanson 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 the Common Council of the City of Wauwatosa hereby approves the appointment of Kristin Hanson as Successor Agent for the Class “A” beer and “Class A” liquor license issued to Walgreen Company d/b/a Walgreens #03578, 2275 N. Mayfair Road, for the license period ending June 30, 2024.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-041

2. Resolution granting a New Retail Class “B” beer and “Class C” wine license for Scatback, LLC, Jonathan Blechman - Agent, d/b/a Pipsqueak Wine, 6410 W North Avenue, for the period ending June 30, 2024 [24-0414](#)

WHEREAS, Scatback, LLC, d/b/a Pipsqueak Wine, 6410 W. North Avenue, Jonathan Blechman - Agent, has applied for a retail Class "B" beer and “Class C” wine license for the period ending June 30, 2024; 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 Scatback, LLC, d/b/a Pipsqueak Wine, 6410 W. North Avenue, Jonathan Blechman - Agent, is granted a retail Class "B" beer and “Class C” wine license for the period ending June 30, 2024.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-042

3. Resolution approving application for Special Event Permit by Wauwatosa Tourism Commission, Event Name: ART 64, Date: June 7-8, 2024, Location: Harwood Avenue, Underwood Avenue, State Street [24-0418](#)

WHEREAS, the Wauwatosa Tourism Commission has requested a Special Event Permit for ART 64 on June 7-8, 2024, located at Harwood, Underwood and State Street in the Village of Wauwatosa from 5:00 PM to 8:00 PM on June 7, 2023 and from 10:00 AM to 5:00 PM on June 8, 2024, with a rain date scheduled for June 9, 2024;

NOW, THEREFORE, BE IT RESOLVED THAT the Special Event Permit is hereby approved and granted to Wauwatosa Tourism Commission for the special event known as Art 64 from 5:00 PM to 8:00 PM on June 7, 2023 and from 10:00 AM to 5:00 PM on June 8, 2024, with a rain date scheduled for June 9, 2024.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlof II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-043

4. Resolution approving a letter of support for the City of Milwaukee's application for funding under the 2024 EPA Climate Pollution Reduction Grant to implement projects that reduce Greenhouse Gas Emissions as part of a coalition of municipalities and jurisdictions in the Milwaukee-Waukesha, WI Metropolitan Area [24-0419](#)

WHEREAS, the City of Wauwatosa continues to reduce greenhouse gas emissions and the city has the opportunity to join the City of Milwaukee's grant application for funding through the EPA's Climate Pollution Reduction Grant program;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the letter for City of Milwaukee's application for funding under the 2024 EPA Climate Pollution Reduction Grant be approved.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 14 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, Dolan, and McBride

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-044

- 5. Resolution adopting a modified non-represented employee compensation plan framework and authorizing City Administration to implement and manage the compensation plan for non-represented employees [24-0420](#)

WHEREAS, the City of Wauwatosa contracted with Carlson Dettmann, a professional compensation consulting firm, to conduct a compensation plan study;

WHEREAS, the compensation study developed pay structures, established and maintains pay levels that compare with other City’s employees in similar roles, and will follow the principals of equal employment opportunity;

WHEREAS, pay ranges will be adjusted each year with the budgetary COLA which will be recommended by City Administration during the budget cycle and salary structures will be measured against market data approximately every three years and adjusted as necessary to assure that competitive salary ranges are maintained;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the compensation plan be adopted and approve that City Administration can implement and manage the compensation plan for non-represented employees.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-045

- 6. Resolution authorizing appropriate City staff to enter into an intergovernmental agreement with the City of Milwaukee for fire/EMS support during the 2024 Republican National Convention (RNC) [24-0421](#)

WHEREAS, the Milwaukee Fire Department (MFD) has requested assistance to support the fire protection and emergency medical service demands of the 2024 Republic National Convention (RNC);

WHEREAS, the City of Wauwatosa agreed to provide one fire apparatus, one paramedic unit, and one chief level officer for each day of the RNC and personnel assigned to these

units will be paid at an overtime rate and the city will be reimbursed by the MFD for all expenses;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that Intergovernmental Agreement for Law Enforcement Supportive Services for the 2024 Republican National Convention be approved.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-046

- 7. Resolution ratifying the 2022-2025 Collective Bargaining Agreement between the City of Wauwatosa and the Wauwatosa Peace Officers Association [24-0422](#)

WHEREAS, the proposed 2022-2025 collective bargaining agreement recognizes the importance of the recruitment and retention of valued members of the Wauwatosa Police Department;

WHEREAS, the City of Wauwatosa and the Wauwatosa Peace Officers Association have mutually agreed that the ratification and approval of the proposed 2022-2025 collective bargaining agreement resolves all pending litigation between the parties.

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT a collective bargaining agreement with the Wauwatosa Peace Officers Association for the contract years 2022-2025, consistent with the terms of the tentative agreement presented to the Committee on Government Affairs at its meeting dated March 12, 2024, be and the same is hereby ratified and approved.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Margaret Arney

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly

Enactment No: R-24-047

FROM THE TRANSPORTATION AFFAIRS COMMITTEE

1. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code modifying parking restrictions on 89th and 90th Streets south of Wright Street [24-0243](#)

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

Part I. The introductory portion of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by creating the following subsections:

(ooo) on school days from seven-thirty a.m. to nine a.m. and from two p.m. to four-thirty p.m.

(ppp) on school days or more than one hour between nine a.m. and two p.m.

Part II. The “North 89th Street - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by deleting the following:

“(h) from 119th feet south of Wright to 166 feet south of Wright”

Part III. The “North 89th Street - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by adding the following:

(ooo) from 119 feet south of Wright to 206 feet south of Wright

(ppp) from 119 feet south of Wright to 206 feet south of Wright

(ooo) from 288-feet south of Wright to 348-feet south of Wright

(ppp) from 288-feet south of Wright to 348-feet south of Wright

Part IV. The “North 89th Street - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by amending the following:

(h) from 248 feet south of Wright to 559 feet south of Wright

To read as follows:

(h) from 348 feet south of Wright to 559 feet south of Wright

Part V. The “North 90th Street - east side” portion of the “Schedule of Streets, and portions” subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by deleting the following:

(h) from 205 feet south of Wright to 275 feet south of Wright

Part VI. Wauwatosa Municipal Code Section 11.32.490 is hereby amended by deleting the following:

17. From two hundred seventy five feet south of Wright to three hundred thirty five feet south of Wright.

Part VIII. 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: Meagan O'Reilly

SECONDER: Robin Brannin

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: O-24-09

- 2. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code [24-0244](#)
modifying parking restrictions on 122nd Street between Garfield Avenue and North Avenue

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

Part I. The introductory portion of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by creating the following subsection:

(ppp) for more than 15 minutes

Part II. The "North 122nd - east side" portion of the "Schedule of streets, and portions" subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by deleting the following subsections:

(a) From south curbline of W. Garfield Avenue to 67 feet north thereof

and

(t) from 67 feet north of the south curbline of W. Garfield Avenue (extended) to a point 154 feet south of West North Avenue

and

(bb) from 100 feet south of West North Avenue to a point 154 feet south thereof

Part III. The “North 122nd - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by deleting the following subsection:

(l) from W. Garfield Avenue to the alley south of W. North Avenue

Part IV. The “North 122nd - west side” portion of the “Schedule of streets, and portions” subsection of Wauwatosa Municipal Code Section 11.32.080 is hereby amended by adding the following subsections:

(nnn) from the alley south of W. North Avenue to a point 47-feet south thereof

Part V. 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: Meagan O'Reilly

SECONDER: Robin Brannin

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlof II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly

Enactment No: O-24-10

FROM THE FINANCIAL AFFAIRS COMMITTEE

- 1. Resolution approving settlement of claim for Maureen Muth Johnsen [24-0407](#)

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT execution of a Settlement Agreement in the matter of Maureen Muth Johnsen, be authorized consistent with the parameters presented to the Financial Affairs Committee at its meeting of March 12, 2024.

By: Financial Affairs Committee

Recommendation: Approve 5-0

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 Council may reconvene into open session to consider the balance of the agenda.

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlof II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-048

2. Resolution authorizing a State/Municipal Agreement with the Wisconsin Department of Transportation for the repaving of Glenview Ave (STH 181) between Blue Mound Road and south city limits (CIP 1123) [24-0398](#)

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the City may execute the attached State Municipal Agreements relative to the repaving of Glenview Ave between Blue Mound Road and south city limits as more thoroughly outlined in the March 12, 2024 meeting of Financial Affairs Committee.

By: Financial Affairs Committee

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlof II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-049

3. Resolution modifying the consolidated fee schedule to include rental fees for use of storage units at Hart Park Stadium [24-0402](#)

WHEREAS, Hart Park has six individual storage units that are used to securely store equipment and other materials needed for events and staff believe it is appropriate to charge a monthly rental fee;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that a monthly rental fee be charged for use of storage units at Hart Park Stadium be added to the consolidated fee schedule in the amount \$100/month for 585 square foot units and \$120/month for the square foot units.

By: Financial Affairs Committee

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-050

4. Resolution approving an amendment to the professional services agreement with raSmith related to the 109th and Potter utilities and paving utility project (CIP Project 5022) [24-0403](#)

WHEREAS, in December 2022, the City of Wauwatosa entered into a professional service agreement related to the 109th and Potter project, Common Council Resolution R22-215 and during the course of design, the City requested additional services related to the project;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the agreement with raSmith be revised for an additional \$100,000.00 as more thoroughly outlined in the March 12, 2024 Financial Affairs Committee meeting.

By: Financial Affairs Committee

Recommendation: Approval 5-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-051

5. Resolution approving a professional services agreement with the engineering consulting firm raSmith for design services for the Year 2025 Paving Program, Watertown Plank Road and 115th Street Paving Project (CIP Project 1025) [24-0404](#)

WHEREAS, the Department of Engineering is requesting to enter into a professional services agreement with raSmith for design services for a paving project located at Watertown Plank Road and 115th Street;

WHEREAS, proposals were solicited from three engineering firms and fees ranges from \$326,000 to \$367,000, with raSmith being the lowest;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wauwatosa that the City of Wauwatosa enter into a professional service agreement with raSmith for the 2025 Paving Program, Watertown Plank Road and 115th Street Paving Project (CIP Project 1025).

By: Financial Affairs Committee

Recommendation: Approve 5-0

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
 Enactment No: R-24-052

6. Resolution approving a Level Three fund transfer for the purpose of funding additional Police Department recruitment and retention efforts [24-0405](#)

WHEREAS, in November 2021, the Police Command Staff and HR Director proposed to the Common Council a need for special funding for a Recruitment and Retention Task Force (RRTF) for police staffing and there are currently 11 sworn vacancies in the police department;

WHEREAS, an increase of \$35,893.24 is needed to increase the total budget to \$266,318.24;

NOW THEREFORE BE IT RESOLVED THAT the Level 3 Fund Transfer be awarded to cover the costs of the changes to the RRTF as more thoroughly described in the Memorandum dated March 4, 2024, and as detailed in the Financial Affairs Committee on March 12, 2024.

By: Financial Affairs Committee

Recommendation: Approve 5-0

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
 Enactment No: R-24-053

7. Resolution approving 2023 Operating Budget carryovers [24-0406](#)

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT an amendment to the 2024 budget to reflect the general fund operating carryovers from the 2023 budget, as more particularly described by the Finance Director in the memorandum and attached tables presented at the March 12, 2024 meeting of the Committee on Financial Affairs, and summarized in the table attached, is hereby approved;

By: Financial Affairs Committee

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-054

8. Ratification of Comptroller's Office bills and claims report, February 21 through March 19, 2024 [24-0413](#)

RESULT: RATIFIED

MOVER: James Moldenhauer

SECONDER: Amanda Fuerst

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly

FROM THE BOARD OF PUBLIC WORKS

1. Resolution awarding Contract 24-11, Projects 1023 and 1623, Alley Reconstruction, in the amount of \$699,031.59 to LaLonde Contractors, Inc. [24-0473](#)

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 Green Alley and Pavement Repair under Contract 24-11, Projects 1023, 1623; bids and proposals were received until 11:01 o'clock in the morning, Wednesday, March 13th, 2024, and therefore publicly opened; and

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

LaLonde Contractors, Inc. \$699,031.59

All-Ways Contractors, Inc. \$753,539.70

WHEREAS, the lowest bid received is from LaLonde Contractors, Inc. in the amount of \$699,031.59; 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 LaLonde Contractors, Inc. for the work of Green Alley and Pavement Repair at and for their bid price of \$699,031.59, 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: John Dubinski

SECONDER: Jason Wilke

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhoulf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-055

- 2. Resolution awarding Contract 24-55 Burleigh Water Tower Rehabilitation in the amount of \$986,000.00 to O&J Coatings, Inc. [24-0474](#)

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 Burleigh Water Tower Rehabilitation under Contract 24-55/Project 5109, bids and proposals were received until 10:01 o'clock in the morning, March 13th, 2024, and therefore publicly opened; and

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

O&J Coatings	\$ 986,000.00
D & Six Sons	\$ 1,079,500.00
American Suncraft	\$ 1,402,200.00
Viking Industrial	\$ 1,423,400.00
Classic Protective Coatings	\$ 1,443,950.00
Seven Brothers Painting	\$ 1,661,800.00
LC United Painting	\$ 1,971,000.00
Era-Valdivia Contractors	\$ 2,331,475.00
TMI Coatings	\$ 2,828,000.00

WHEREAS, the lowest bid received is from O&J Coatings, Inc in the amount of \$986,000.00; 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 O&J Coatings, Inc, for the work of Contract 24-55 Burleigh Water Tower Rehabilitation at and for their bid price of \$986,000.00, this being the

lowest and best bid.

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

By: Choose an item.

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: John Dubinski

SECONDER: Jason Wilke

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-056

- 3. Resolution awarding Contract 24-02, 116th Street Park, in the amount of \$2,709,565.14 to Vinton Construction Company [24-0475](#)

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 116th Street Park under Contract 24-02/Project 8045, bids and proposals were received until 11:01 o'clock in the morning, March 13th, 2024, and therefore publicly opened; and

WHEREAS, that said bids and proposals, including all mandatory alternate bid items, are returned herewith, and the bids received are as follows:

Vinton Construction Company	\$2,709,565.14
C.W. Purpero, Inc.	\$2,807,794.00
Zignego	\$3,135,316.50
Payne & Dolan, Inc.	\$3,148,427.65
Musson Bros., Inc.	\$3,204,581.15
Poblocki Paving Corporation	\$4,163,676.00

WHEREAS, the lowest bid received is from Vinton Construction Company in the amount of \$2,709,565.14; 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 Vinton Construction Company for the work of Contract 24-02 116th Street Park at and for their bid price of \$2,709,565.14, this being the lowest and best bid.

BE IT FURTHER RESOLVED that a fund transfer of up to \$300,000 from the ARPA contingency fund is approved; and

BE IT FURTHER RESOLVED that the 116th Street Park project budget be increased to a total of \$4,300,000 to reflect \$2,000,000 in additional grant funding that has been secured in addition to the \$2,300,000 in ARPA funds now allocated for the project; and

BE IT FINALLY 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: John Dubinski

SECONDER: Jason Wilke

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

Excused: 3 Lowe, Tilleson, and O'Reilly
Enactment No: R-24-057

- 4. Resolution approving the final payment for Contract 22-25, Project [24-0476](#)
2304 Tosa Trails, Webster Park Connection

WHEREAS, the Board of Public Works has recommended acceptance of the work of Payne and Dolan and work incidental thereto in the City of Wauwatosa under Contract 22-25, Tosa Trails, Webster Park Connection, and the same is ready for final payment.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin that the Common Council hereby approves this Final Payment pursuant to the following:

Section 1. That the work of Payne and Dolan under Contract 22-25 is hereby accepted.

Section 2. That the proper City officers be and they are hereby authorized and directed to draw and sign a City order in the sum of \$18,800.15 as the final payment under said contract, upon receipt of waivers of lien and for labor and materials furnished under said contract.

By: Choose an item.

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: John Dubinski

SECONDER: Jason Wilke

Aye: 13 Meindl, Moldenhauer, Arney, Dubinski, Makhlouf II, Brannin, Lewis, Franzen, Phillips, Morgan, Fuerst, Wilke, and Dolan

