



# Wauwatosa, WI

## Common Council

### Meeting Agenda - Final

7725 W. North Avenue  
Wauwatosa, WI 53213

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Tuesday, December 19, 2023

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 5, 2023 regular meeting [23-1297](#)

#### PUBLIC HEARING

1. Public Hearing regarding a proposed Zoning Map Amendment 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 [23-1056](#)
2. Public Hearing regarding a Major Planned Unit Development (PUD) Amendment at 11111 W. Burleigh Street to construct a Chase Bank branch [23-1057](#)
3. Public Hearing to consider a proposed Zoning Text Amendment related to building height for C2 zoned properties [23-1058](#)

#### APPOINTMENTS BY THE MAYOR

1. Appointment of Election Inspectors for the 2024-2025 term [23-861](#)  
*Recommendation:* Second Reading

2. Appointment by Mayor McBride of Aundrea-Claire Jones-Dixon (District 5) as a student member of the Wauwatosa Youth Commission, term ending May 31, 2025 [23-1199](#)  
*Recommendation:* Second Reading
3. Appointment by Mayor McBride of Steven Mares (District 6) as a member of the Wauwatosa Board of Public Debt Commissioners, term ending April 30, 2026 [23-1217](#)  
*Recommendation:* Second Reading
4. Appointment by Mayor McBride of Ian Schmitt-Ernst (District 2) as a member of the Wauwatosa Sustainability Committee, term ending December 31, 2026 [23-1294](#)  
*Recommendation:* First Reading
5. Reappointment by Mayor McBride of Michael Arney (District 2) as a member of the Wauwatosa Sustainability Committee, term ending December 31, 2026 [23-1236](#)  
*Recommendation:* First Reading
6. Reappointment by Mayor McBride of Zoe Hastert (District 6) as a member of the Wauwatosa Sustainability Committee, term ending December 31, 2026 [23-1246](#)  
*Recommendation:* First Reading

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

1. Claim - GP Wisconsin, LLC [23-1295](#)  
*Recommendation:* Refer to City Attorney
2. Claim - Kavion Jefferson [23-1310](#)  
*Recommendation:* Refer to City Attorney
3. Summons and Complaint - Froedtert Health, Inc. vs. City of Wauwatosa, Case No. 2023CV007351 [23-1344](#)  
*Recommendation:* Refer to City Attorney

#### **ORDINANCES FOR INTRODUCTION**

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:* Refer to Community Affairs Committee

2. Ordinance amending Secs. 24.03.030, 23.03.040 and 24.07.030 of the Wauwatosa Municipal Code related to building height for C2 zoned properties [23-1306](#)

*Recommendation:* Refer to Community Affairs Committee

3. 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:* Refer to Transportation Affairs Committee

4. 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:* Refer to Transportation Affairs Committee

#### **FROM THE PLAN COMMISSION**

1. Resolution approving a Conditional Use Permit in the C2/Mayfair Corridor Overlay District (C2/MAY) at 2600 N. Mayfair Road for secondhand merchandise sales, Maria Souza, Diamonds Direct, applicant [23-1278](#)

*Recommendation:* Approve 7-0

2. Resolution approving a Conditional Use Permit in the C1/North Avenue Overlay District (C1/NOR) at 6715 W. North Avenue to expand the eating and drinking establishment, Jay Hill, Venture Construction Group, applicant [23-1279](#)

*Recommendation:* Approve 7-0

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

1. Resolution amending the official stop sign map to include the installation of all-way stop control at the 72nd Street intersection with Maple Terrace [23-1298](#)

*Recommendation:* Approve 7-0

2. Resolution approving a loading zone permit on St. James Street - the Wauwatosa Lion's Club [23-1301](#)

*Recommendation:* Approve 7-0

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

1. Resolution approving a Level Three fund transfer for \$205,000 to cover repairs for a fire truck involved in an accident and recognize insurance revenue proceeds [23-1302](#)

*Recommendation:* Approve 8-0

2. Resolution approving a Redevelopment Loan Fund forgivable loan application from Midwest Institutional Trust Company related to tenant space located at 10700 W Research Drive [23-1303](#)

*Recommendation:* Approve 8-0

*The Common Council may move to convene into closed session for this item pursuant to Wis. Stat. §19.85(1)(e), Wis. Stats., for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene into open session to consider the balance of the agenda.*

3. Resolution approving a settlement for the Aurora Health Care Inc. v. City of Wauwatosa, (various case numbers), Milwaukee County Circuit Court (Tax years 2021-23) case in the amount of \$70,000 [23-1304](#)

*Recommendation:* Approve 7-0

4. Resolution approving a settlement for the Walgreen Co. v. City of Wauwatosa, Milwaukee County Circuit Court Case No. 23-CV-5489 case in the amount of \$24,492.29 [23-1305](#)

*Recommendation:* Approve 7-0

*The Common Council may move to convene into closed session for items #3 and #4 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.*

5. Ratification of Comptroller's Office bills and claims report, December 6 through December 19, 2023 [23-1307](#)

### **FROM THE COMMITTEE OF THE WHOLE**

1. Resolution enacting the recommendation of the Committee of the Whole related to payroll adjustments following the annual performance evaluation of the City Administrator [23-1318](#)

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

1. Future Council committee agenda items [23-1296](#)

### **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 [clerk@wauwatosa.net](mailto:clerk@wauwatosa.net), with as much advance notice as possible.