



Wauwatosa, WI

Common Council

Meeting Minutes

7725 W. North Avenue
Wauwatosa, WI 53213

Tuesday, July 22, 2025

6:30 PM

Common 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 6:38 PM.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present: 11 Alderperson District 6 Aletha Champine
Alderperson District 4 David Lewis
Alderperson District 2 Brad Foley
Alderperson District 4 Ernst Franzen
Alderperson District 3 Joseph Makhoulf II
Alderperson District 5 Rob Gustafson
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: 3 Alderperson District 3 Robin Brannin
Alderperson District 5 Sean Lowe
Alderperson District 1 Andrew Meindl

Absent: 2 Alderperson District 8 Council President Jason Wilke
Alderperson District 2 Margaret Arney

APPROVAL OF MINUTES

1. Approval of minutes of the June 24, 2025 regular meeting

[25-0097](#)

RESULT: APPROVED
MOVER: Ernst Franzen
SECONDER: David Lewis

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

PUBLIC HEARING

1. Public Hearing for a Conditional Use Permit in the Neighborhood/Village Trade (C1) zone at 7487 Harwood Avenue to allow for the operation of an event facility and outdoor seating area to be shared with the northern adjacent property (Draft & Vessel), Nathaniel Davauer, Draft & Vessel, applicant [25-1068](#)

Planning and Zoning Manager Tammy Szudy and applicant presented.

Public hearing opened at 6:47 PM.

No one spoke for or against.

Public hearing closed at 6:48 PM.

RESULT: INFORMATIONAL ONLY

2. Public hearing for a Conditional Use Permit in the General Commercial (C2) zone at 6108 West Blue Mound Road to allow a restaurant, Amberlea Childs, Plant Joy LLC, applicant [25-1070](#)

Planning and Zoning Manager Tammy Szudy and applicant Amberlea Childs presented.

Public hearing opened at 6:50 PM.

No one spoke for or against.

Public hearing closed at 6:51 PM.

RESULT: INFORMATIONAL ONLY

APPOINTMENTS BY THE MAYOR

1. Appointment by Mayor McBride of Alan Kesner (District 4) as an alternate member of the Wauwatosa Board of Review, term ending March 31, 2028 [25-0911](#)

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Rob Gustafson

Aye: 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Nay: 1 Makhoul II

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

2. Appointment by Mayor McBride of Virginia Jones (District 4) as a member of the Wauwatosa Equity and Inclusion Commission, term [25-1106](#)

ending October 31, 2026

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Rob Gustafson

Aye: 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Nay: 1 Makhoulf II

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

3. Appointment by Mayor McBride of Frankie Garr (District 6) as a member of the Wauwatosa Tourism Commission, term ending July 31, 2026

[25-1081](#)

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Rob Gustafson

Aye: 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Nay: 1 Makhoulf II

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

4. Appointment by Mayor McBride of Ted Martin as an ex-officio member of the Wauwatosa Youth Commission, term ending May 31, 2026

[25-1228](#)

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Rob Gustafson

Aye: 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Nay: 1 Makhoulf II

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

5. Reappointment by Mayor McBride of Joel Tilleson (District 5) as a member of the Wauwatosa Community Development Authority, term ending April 30, 2029

[25-1179](#)

RESULT: APPROVED

MOVER: Amanda Fuerst

SECONDER: Rob Gustafson

- Aye:** 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan
- Nay:** 1 Makhoulf II
- Excused:** 3 Brannin, Lowe, and Meindl
- Absent:** 2 Wilke, and Arney
6. Reappointment by Mayor McBride of Daniel Underberg (District 5) as a member of the Wauwatosa Tourism Commission, term ending July 31, 2026 [25-1095](#)
- RESULT:** APPROVED
- MOVER:** Amanda Fuerst
- SECONDER:** Rob Gustafson
- Aye:** 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan
- Nay:** 1 Makhoulf II
- Excused:** 3 Brannin, Lowe, and Meindl
- Absent:** 2 Wilke, and Arney
7. Appointment by Mayor McBride of Zachary Kessler to the position of Interim City Clerk, effective July 24, 2025 [25-1183](#)
- RESULT:** APPROVED
- MOVER:** Amanda Fuerst
- SECONDER:** Rob Gustafson
- Aye:** 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan
- Nay:** 1 Makhoulf II
- Excused:** 3 Brannin, Lowe, and Meindl
- Absent:** 2 Wilke, and Arney

APPLICATIONS, COMMUNICATIONS, ETC.

1. Claim - Kelsey Allen [25-1087](#)
- Recommendation:* Refer to City Attorney
- RESULT:** REFERRED TO CITY ATTORNEY
2. Claim - Stephanie Lawrence [25-1088](#)
- Recommendation:* Refer to City Attorney
- RESULT:** REFERRED TO CITY ATTORNEY
3. Claim - Brad Gilders [25-1089](#)
- Recommendation:* Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

4. Claim - Tracy Alvarez

[25-1090](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

5. Claim - Zachary Rosen

[25-1239](#)

Recommendation: Refer to City Attorney

RESULT: REFERRED TO CITY ATTORNEY

6. 2024 Annual Comprehensive Financial Report from the Milwaukee Metropolitan Sewerage District

[25-1250](#)

Link to report:

[<https://www.mmsd.com/about-us/budget-financial>](https://www.mmsd.com/about-us/budget-financial)

Recommendation: Place on file

RESULT: RECEIVED AND PLACED ON FILE

FROM THE PLAN COMMISSION

1. Ordinance amending Section 24.07 and Subsection 24.08.040 and creating Subsection 24.09.120 of the Wauwatosa Municipal Code to regulate locations of cigarette, tobacco and electronic vaping device sales businesses

[25-0895](#)

The Common Council of Wauwatosa do ordain as follows:

Part I. The table in Sec 24.07 of the Wauwatosa Municipal Code of Ordinances is hereby amended by amending the “Cigarette, Cigar, Tobacco” label to read as: “Cigarette, Cigar, Tobacco, Vape, or E-Cigarette Store”, by deleting the designation “C” under categories C1 and C2 and Mid-Mix, by adding the designation “C” under the categories M1 and M2, and adding the reference to “24.09.120” under the “USE REGULATIONS” column.

Part II. Subsection T. within the “Commercial Use Category” section of the Wauwatosa Code Section 24.08.040 is hereby amended in its entirety to read as follows:

- T. Retail Sales. Businesses involved in the sale, lease or rent of new or used products, merchandise to consumers. Typical uses include drug stores, grocery stores, department stores and apparel stores.
1. Cigarette, Cigar, Tobacco, Vape, or E-cigarette Store. Businesses primarily involved in the sale of cigarettes, cigars, tobacco products, vaping products, or smoking material or equipment. This includes products or materials intended to vape or smoke tetrahydrocannabinols or synthetic cannabinoids. This does not include businesses that sell cigarettes, cigars or tobacco products as an ancillary part of an allowed retail use.
 2. Cigarette, Tobacco Product, Vape, or E-cigarette Sales (ancillary). Cigarette &

tobacco product sales are considered ancillary if such products occupy no more than 10% of the available retail floor space of the premises and if such sales account for no more than 10% of the gross sales receipts of the business.

Part III. The Wauwatosa Code Section 24.09.120 is hereby created as follows:

24.09.120: Cigarette, Cigar, Tobacco, Vape, or E-cigarette stores

- A. Purpose: The purpose of this section is to regulate the location and operation of Cigarette, Cigar Tobacco, Vape, or E-cigarette Store within the City of Wauwatosa to minimize potential public health risks, particularly to minors, and to maintain the safety and welfare of the community. This ordinance is designed to ensure that Cigarette, Cigar Tobacco, Vape, or E-cigarette stores are not located in close proximity to sensitive uses such as daycares, schools, and parks, which are frequented by children and young individuals.
- B. Conditional Use Permit: Cigarette, Cigar, Tobacco, Vape, or E-cigarette stores require approval of a Conditional Use Permit where permitted in accordance Table 24.07.030.
- C. Prohibited Location: No Cigarette, Cigar, Tobacco, Vape, or E-cigarette Store shall be located within 1,000 feet of any of the following:
 - 1. Daycare centers
 - 2. Public or private schools, grades K-12
 - 3. Public parks
- D. Concentration: No Cigarette, Cigar Tobacco, Vape, or E-cigarette Store shall be located within 1 mile of another Cigarette, Cigar Tobacco, Vape, or E-cigarette Store.
- E. Measurement: Distance for Sections 24.09.120.C and 24.09.120.D shall be measured in a straight line from the property boundary of the Cigarette, Cigar Tobacco, Vape, or E-cigarette Store to the property boundary of the daycare, school, or park.
- F. Signage Plan: As part of the Conditional Use Permit application process, a sign plan must be submitted for review and approval. The plan shall include:
 - 1. The proposed design, size, and location of all signage on the premises.
 - 2. Content of the proposed signage, which must comply with City sign regulations and must not include any content that promotes vaping to minors.
 - 3. Signage must clearly display age restrictions and any health warnings

required by law.

4. No signage is allowed within 3 feet of ground level.
5. Any other information as required from the Zoning Administrator.

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

By: Plan Commission

Recommendation: Adopt 6-0

RESULT: ADOPTED

MOVER: Joe Phillips

SECONDER: Amanda Fuerst

Aye: 10 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson,
Moldenhauer, Phillips, Fuerst, and Dolan

Nay: 1 Morgan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: O-25-18

2. Resolution establishing public participation procedures for the Milwaukee County Research Park Master Plan

[25-1156](#)

WHEREAS, the City approved an agreement with Irgens Partners, LLC., to undertake a collaborative master planning effort for the Milwaukee County Research Park; and

WHEREAS, Wisconsin Statutes 66.1001 (4) (a) requires that the governing body of the local governmental unit adopt public participation procedures; and

WHEREAS, the attached Milwaukee County Research Park Master Plan Public Participation Plan includes written procedures to foster public participation and engagement, ensure distribution of draft plan materials, and provide opportunities for written comments.

NOW, THEREFORE, BE IT RESOLVED that the Common Council hereby adopts the written procedures included in the attached Milwaukee County Research Park Master Plan Public Participation Plan as its public participation procedures pursuant to Wisconsin Statutes 66.1001 (4) (a).

By: Plan Commission

Recommendation: Approve 6-0

RESULT: APPROVED

MOVER: Joe Phillips

SECONDER: Amanda Fuerst

Aye: 11 Champine, Lewis, Foley, Franzen, Makhlouf II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-99

FROM THE GOVERNMENT AFFAIRS COMMITTEE

1. Resolution approving Fireworks User Permits by Padi Kong, [25-1205](#)
Wauwatosa School District, for a fireworks display at the Wauwatosa
West High School homecoming on September 26, 2025 from 9:15 PM -
9:30 PM located at 11400 W. Center Street, Wauwatosa West High
School southwest of the football field

WHEREAS, Padi Kong, Wauwatosa School District, has applied for a fireworks user's
permits for the purposes of conducting fireworks displays at 11400 W. Center Street,
Wauwatosa, WI, on September 26, 2025 from 9:15 PM - 9:300 PM; and

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

NOW, THEREFORE, BE IT RESOLVED THAT the City Clerk be authorized to issue a
firework user's permits to Padi Kong, Wauwatosa School District, for the purpose of
conducting fireworks displays on September 26, 2025 from 9:15 PM - 9:300 PM at 11400
W. Center Street southwest of the football field, subject to all applicable laws and permit
conditions, and subject further to all of the following:

1. Receipt by the City Clerk of a signed application and appropriate permit fee.
2. Receipt by the City Attorney of a Certificate of General Liability Insurance
evidencing liability coverage for the fireworks contractor naming the City of
Wauwatosa as an additional insured.
3. All provisions of subsection 14.32.040 B. of the Wauwatosa Municipal Code of
Ordinances, including the ten-minute time limitation, shall be applicable, except that
each display shall be permitted to utilize "salutes" as part of the content of the
display.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhlouf II

Aye: 11 Champine, Lewis, Foley, Franzen, Makhlouf II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-100

2. Resolution approving Special Event Permit by Steph Salvia, Village of Wauwatosa BID, Event Name: Tosa Fest, Date/Time: September 5, 2025, 5:00 - 11:00 PM and September 6, 2025 from 12:00 - 11:00 PM, Location: certain streets within the Village of Wauwatosa [25-1206](#)

WHEREAS, the Wauwatosa Village BID has requested a Special Event Permit for the Tosa Fest event on September 5, 2025, 5:00 - 11:00 PM and September 6, 2025 from 12:00 - 11:00 PM, located on State Street, Harwood Ave., and Underwood Avenue; and

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

NOW, THEREFORE, BE IT RESOLVED THAT the Special Event Permit is hereby approved for the Tosa Fest event located on State Street, Harwood Ave., and Underwood Avenue on September 5, 2025, 5:00 - 11:00 PM and September 6, 2025 from 12:00 - 11:00 PM.

BE IT FURTHER RESOLVED THAT the event footprint will be in accordance with the map submitted and approved by the Government Affairs Committee on July 15, 2025.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhoul II

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-101

3. Resolution approving application for a new Class "B" Beer and Reserve "Class B" Liquor license by Pour Inc., d/b/a Pour Inc., 7300 W. Chestnut Street, Thomas Gabert - Agent, for the period ending June 30, 2026 [25-1207](#)

WHEREAS, Pour Inc., located at 7300 W. Chestnut Street, Wauwatosa, WI, has applied for a new Retail Class "B" Beer and Reserve "Class B" Liquor license; and

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

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

NOW, THEREFORE, BE IT RESOLVED THAT a new Retail Class “B” Beer and “Class B” Liquor license be granted to Pour Inc., d/b/a Pour Inc., Thomas Gabert - Agent, located at 7300 W. Chestnut Street, for the period ending June 30, 2026.

BE IT FURTHER RESOLVED THAT the City shall charge \$10,000 for the initial issuance fee due to the public/private partnership with Pour Inc. to manage events at Hart Park Muellner Building.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhoul II

Aye: 10 Champine, Lewis, Foley, Franzen, Makhoul II, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

Abstain: 1 Gustafson

Enactment No: R-25-102

4. Resolution approving application for temporary extension of licensed premises by DRI 7 Tosa Village LLC, d/b/a Café Hollander, 7677 W. State Street, for the Village Al Fresco event on July 29, 2025 from 6:00 - 9:00 PM

[25-1209](#)

WHEREAS, DRI 7 Tosa Village LLC, d/b/a Café Hollander, 7677 W. State Street, has requested a temporary extension of the licensed premises for the following date and times:

1. Village Al Fresco event on July 29, 2025 from 6:00 - 9:00 PM

WHEREAS, the temporary extended premises is described as follows: State Street between Harmonee and Wauwatosa Avenues; and

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

NOW, THEREFORE, BE IT RESOLVED THAT the retail alcohol licensed premises of DRI 7 Tosa Village LLC, d/b/a Café Hollander, 7677 W. State Street, be extended on July 29, 2025 from 6:00 - 9:00 PM

BE IT FURTHER RESOLVED THAT the temporary extended premises is described as

follows: State Street between Harmonee and Wauwatosa Avenues.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhoul II

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-103

5. Resolution approving application for temporary extension of licensed premises by 6930 Bar LLC, d/b/a Walter's on North, 6930 W. North Avenue, for an event on August 16, 2025 from 12:00 -8:00 PM [25-1210](#)

WHEREAS, 6930 Bar LLC, d/b/a Walter's on North, 6930 W. North Avenue, has requested a temporary extension of the licensed premises for the following date and times:

1. Bags touraement event on August 16, 2025 from 12:00 - 8:00 PM

WHEREAS, the temporary extended premises is described as follows: to serve Beer/ possibly liquor outside. Block off parking lot; and

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

NOW, THEREFORE, BE IT RESOLVED THAT the retail alcohol licensed premises of 6930 Bar LLC, d/b/a Walter's on North, 6930 W. North Avenue, be extended on August 16, 2025 from 12:00 - 8:00 PM.

BE IT FURTHER RESOLVED THAT the temporary extended premises is described as follows: to serve Beer/ possibly liquor outside. Block off parking lot.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhoul II

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-104

6. Resolution approving application for appointment of successor Agent, [25-1211](#)
David Sippel, for Maggiano's Holding Corporation d/b/a Maggiano's
Little Italy, 2500 N. Mayfair Road

WHEREAS, Maggiano's Holding Corporation d/b/a Maggiano's Little Italy, 2500 N. Mayfair Road, has appointed David Sippel as successor agent for the Class "B" beer and "Class B" liquor license for the period ending June 30, 2026; and

WHEREAS, David Sippel 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 the Common Council of the City of Wauwatosa hereby approves the appointment of David Sippel as Successor Agent for the Class "B" beer and "Class B" liquor license issued to Maggiano's Holding Corporation d/b/a Maggiano's Little Italy, 2500 N. Mayfair Road, for the license period ending June 30, 2026.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhoul II

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-105

7. Resolution urging the Wisconsin State Legislature to amend Wis. Stat. [25-1220](#)
§125.51(10) to expand temporary "Class B" alcohol license authority
for nonprofit and community events

WHEREAS, Wisconsin State Statute §125.51(10) currently limits nonprofit organizations and qualifying entities to no more than two temporary "Class B" wine licenses per 12-month period; and

WHEREAS, these limits create administrative barriers for local nonprofit organizations, neighborhood associations, religious institutions, and community groups that host multiple fundraising events or festivals throughout the year; and

WHEREAS, there is currently no provision under state law allowing municipalities to issue

temporary “Class B” licenses for the sale of intoxicating liquor, further restricting flexibility for local event organizers and economic development partners; and

WHEREAS, expanding temporary licensing authority would allow municipalities to support community-based events, stimulate local economic activity, and encourage responsible and well-regulated alcohol service; and

WHEREAS, municipalities across Wisconsin have expressed interest in revisiting these limits in order to accommodate recurring cultural, civic, and fundraising events that contribute to vibrant community life.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Wauwatosa respectfully urges the Wisconsin State Legislature to:

1. Amend Wis. Stat. §125.51(10) to remove or increase the cap on temporary “Class B” wine licenses that a qualifying entity may receive in a calendar year; and
2. Authorize the issuance of temporary “Class B” liquor licenses, allowing municipalities to grant limited-duration permits for the sale of intoxicating liquor at community events, subject to local oversight.

BE IT FURTHER RESOLVED that the City Clerk is directed to transmit copies of this resolution to the offices of State Representatives and State Senators that represent Wauwatosa, and the appropriate committees of the Wisconsin State Legislature for their consideration.

By: Government Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Joseph Makhoul II

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-106

FROM THE TRANSPORTATION AFFAIRS COMMITTEE

1. Resolution amending the stop sign map for the installation of all-way stop control at the 117th Street intersection with Gilbert Avenue

[25-1212](#)

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT the Official Stop Sign Map under Section 11.16.025 of the Code of the City of Wauwatosa is hereby amended to add an all-way stop control at the 117th Street intersection with Gilbert Avenue.

By: Transportation Affairs Committee

Recommendation: Approve 5-0

RESULT: APPROVED

MOVER: Mike Morgan

SECONDER: Aletha Champine

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-107

2. Ordinance amending Sec. 11.36 of the Wauwatosa Municipal Code to
adopt a 25 mph posted speed limit on Vliet Street-Milwaukee Avenue
between 60th Street (East City Limit) and Ludington Avenue

[25-1213](#)

The Common Council of Wauwatosa do ordain as follows:

Part I. The “Speed Limits-Thirty Miles Per Hour” portion of the “Driving Regulations” subsection of the Wauwatosa Code Section 11.36.470 is hereby amended by deleting the following:

“(F) West Vliet Street: Milwaukee Avenue from North 60th Street (east city limits) to North 73rd Street”

Part II. The “Speed Limits - Twenty-Five Miles Per Hour” portion of the “Driving Regulations” subsection of the Wauwatosa Code Section 11.36.472 is hereby amended by deleting the following:

“(B) Milwaukee Avenue east of North 74th Street to North 60th Street”

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

By: Transportation Affairs Committee

Recommendation: Adopt 5-0

RESULT: ADOPTED

MOVER: Mike Morgan

SECONDER: Aletha Champine

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
 Enactment No: O-25-19

FROM THE FINANCIAL AFFAIRS COMMITTEE

1. Resolution approving a professional services agreement with AECOM [25-1214](#)
 for preliminary engineering services of the Walnut Road UP Railroad
 Underpass (CIP Project 1124) in the amount of \$830,000.00

WHEREAS, the City of Wauwatosa received funding from the Federal Rail Administration (FRA) Railroad Crossing Elimination (RCE) and to perform preliminary engineering services for the selected alternative;

WHEREAS, the FRA awarded the City \$1,000,000, and the City is contributing a 20% match at \$250,000 for a total budget of \$1,250,000 as outlined in CIP Project 1124;

WHEREAS in coordination with the FRA, the City issued an RFP for preliminary engineering services and received 2 competitive proposals from Kapur and Associates and AECOM;

NOW THEREFORE BE IT RESOLVED THAT CIP Project #1124, for preliminary engineering services of the Walnut Road UP Railroad Underpass is approved and that proper city officials are allowed to enter into an agreement with AECOM in the amount of \$830,000.00.

By: Financial Affairs Committee

Recommendation: Approve 6-1

RESULT: APPROVED
MOVER: James Moldenhauer
SECONDER: Joe Phillips

Aye: 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips,
 Morgan, Fuerst, and Dolan

Nay: 1 Makhoul II

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
 Enactment No: R-25-108

2. Resolution approving request by the Fleet Superintendent for approval [25-1215](#)
 to order 2026 Fleet purchases in advance of approval of the 2026 budget
 and waiving the competitive bid process for the purchase of one
 Prentice 2124 Log loader dump body

WHEREAS, the Fleet Division is requesting approval to waive the competitive bid process for purchasing procured vehicles and equipment that are planned to be replaced in 2026 as an early

purchase and expenditure of 2026 capital budget funds;

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 July 15, 2025, permission be and the same is hereby granted to waive the competitive bidding process and to authorize the purchase the procured vehicles and equipment that are planned to be replaced in 2026 within the Fleet Division's equipment replacement budget not to exceed \$1,105,000 and approval of the competitive bid process for the purchase of one Prentice 2124 Log loader dump body resulting in the expenditure of 2026 capital budget funds.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-109

3. Resolution approving a consulting services agreement with Kueny Architects for the design of various site improvements at the City's Public Works Site in the amount of \$70,797.00

[25-1216](#)

WHEREAS, the City of Wauwatosa's capital improvement budget includes various site improvement projects adjacent to the Public Works Facility;

WHEREAS, the city issued an RFP and received three proposals ranging from \$70,797 to \$239,581 and the total budget for the project is \$1,525,000;

NOW, THEREFORE, BE IT RESOLVED that the City enter into a consulting services agreement with Kuehny Architects for engineering and design services in the amount of \$70,797.00.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-110

4. Resolution approving various contracts related to the consolidation of the City's Deferred Compensation program [25-1217](#)

WHEREAS, in January 2025, the City began a process to review and consolidate our current deferred compensation plan providers; and

WHEREAS, previously, the City offered three different plans for employees to consider for deferred compensation retirement savings, which staff indicated made it difficult to market and educate employees and administer at the plan level, and the City had limited leverage to reduce fees; and

WHEREAS, with assistance from a consultant, staff formed a 457 Plan Advisory Committee ("Committee"), which consists of employees from all levels of the organization and represents departments from all throughout the City to conduct an RFP and review the vendor proposals to make the best decision for the City and employees; and

WHEREAS, the Committee received a total of seven vendor responses, and narrowed it to the best suited top three providers; and

WHEREAS, the Committee conducted a robust process which included vendor interviews, references and a thorough cost and service analysis; and

WHEREAS, the Committee came to the consensus that Nationwide is the best plan for the employees; and

WHEREAS, by consolidating to a single plan, it will allow City employees to realize a significant cost savings in investment fees; and

WHEREAS, Nationwide offers valuable customer service and educational tools to assist City employees in their retirement readiness and financial goals; and

WHEREAS, Nationwide is offering .0425% if we utilize their onsite participant education and retirement planning services or 0.035% if the City does not; and

WHEREAS, Nationwide will only serve as the record keeper and the City will no longer use proprietary investment options; instead the City will contract with Retirement Plan Advisors (RPA) to choose and monitor publicly available mutual funds at institutional fee levels as well as provide fiduciary training and support, and the fee will be 0.08%; and

WHEREAS, the Committee must also still decide whether Nationwide or RPA will provide onsite education and retirement planning services.

NOW THEREFORE BE IT RESOLVED THAT the Common Council of the City of Wauwatosa authorizes appropriate staff to enter into a contract with Nationwide for deferred compensation plan recordkeeping services at a cost of 0.035% of plan assets.

BE IT FURTHER RESOLVED THAT appropriate City staff is authorized to enter into a contract with either Retirement Plan Advisors (0.04%) or Nationwide (0.0075%) for onsite participant education and retirement planning services pending additional due diligence by the staff-formed 457 Plan Advisory Committee.

BE IT FURTHER RESOLVED THAT appropriate City staff is authorized to enter into a 3-year contract with Retirement Plan Advisors for investment and plan support services at a cost of 0.08% of plan assets.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-111

5. Resolution amending the 2025 operating budget to create a restricted Public Health Reserve in the Revolving Fund [25-1218](#)

WHEREAS, the City of Wauwatosa's Health Department received a Public Health Infrastructure grant from the WI Department of Health Services for \$154,454 and the Health Department planned to fund ARPA positions in 2027;

WHEREAS, the Public Health Infrastructure grant funding period runs through November 30, 2027 and the current contract ends on November 30, 2025 and after that period, the Health Department will receive a new contract for the remaining period;

WHEREAS, there have been federal funding cuts and uncertainty about future funding; therefore, the Health Department is seeking to reallocate the \$154,454 to the Public Health Infrastructure grant to current levy-funded positions performing grant-eligible activities through November 30, 2025;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa to amend the 2025 Budget and creating a restricted Public Health Reserve in the Revolving Fund.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-112

6. Resolution amending the 2025 operating budget to include enforcement as an allowable expense of the Vehicle Registration Fee revenue [25-1219](#)

WHEREAS, the Wauwatosa Police Department uses on-duty resources, as well as grant funded and data-informed initiatives outside of normal patrol shift work hours, for traffic calming and roadway safety enforcement and the police are facing significant cuts in enforcement grant funding;

WHEREAS, the Police Department is requesting to utilize Vehicle Registration Fee funds, for transportation and roadway safety enforcement;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of that proper city officials be allowed to permit the limited used of Vehicle Registration Fee revenue for enforcement purposes subject to prior approval of the City Administrator.

By: Financial Affairs Committee

Recommendation: Approve 7-0

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-113

7. Ratification of Comptroller's Office bills and claims report, June 25 through July 22, 2025 [25-1176](#)

RESULT: RATIFIED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoulf II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney

FROM THE BOARD OF PUBLIC WORKS

1. Resolution approving an encroachment for Toni Schoen of The Sigma Group Inc. on behalf of LUMIN Schools to install one soil boring and groundwater monitoring well within the N. 67th Street right-of-way adjacent to 6717 W. Center Street

[25-1222](#)

WHEREAS, an application has been made to the Common Council of the City of Wauwatosa (hereinafter "City") by Toni Schoen of The Sigma Group Inc., on behalf of LUMIN Schools, 6717 W. Center Street, Wauwatosa, WI, (hereinafter "the Applicant") to encroach upon City property, to install one soil boring and groundwater monitoring well within the N.67th Street right-of way adjacent to 6717 W. Center Street; and

WHEREAS, the Common Council of the City of Wauwatosa has granted to said Applicant a privilege for the aforesaid encroachment subject to the execution of an Indenture to the City of Wauwatosa;

NOW, THEREFORE, BE IT RESOLVED THAT in consideration of the granting of said privilege by the Common Council of the City of Wauwatosa to said Applicant and the Applicant's acceptance of said privilege, the Applicant does hereby covenant unto the City of Wauwatosa as follows:

Applicant shall execute a hold harmless/encroachment agreement (Indenture) in favor of the City.

By: Board of Public Works

Recommendation: Approved 4-0

RESULT: APPROVED
MOVER: Melissa Dolan
SECONDER: Amanda Fuerst

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-114

2. Resolution approving an encroachment for J. Ross McIntyre to install a fence within existing City public utility easements at 7305 Wells Street

[25-1223](#)

WHEREAS, an application has been made to the Common Council of the City of Wauwatosa (hereinafter "City") by J. Ross McIntyre, 7305 W. Wells Street, Wauwatosa, WI, (hereinafter "the Applicant") to encroach upon City property, to install a fence within existing City public utility easements at 7305 W. Wells Street; and

WHEREAS, the Common Council of the City of Wauwatosa has granted to said Applicant a privilege for the aforesaid encroachment subject to the execution of an Indenture to the City of

Wauwatosa;

NOW, THEREFORE, BE IT RESOLVED THAT in consideration of the granting of said privilege by the Common Council of the City of Wauwatosa to said Applicant and the Applicant's acceptance of said privilege, the Applicant does hereby covenant unto the City of Wauwatosa as follows:

1. A Plat of Survey is submitted for the verification of fence locations within the public utility easements and to obtain a fence permit
2. City of Wauwatosa Public Works and Water Department approvals of the fence locations.
3. A No-Fee Street Occupancy permit approval from Engineering Department for work within the public utility easements.
4. A fence permit approval from Building and Safety Department for the fence located in the front yard setback.
5. Executed Encroachment Agreement - executing unto the City of Wauwatosa an indenture setting forth the terms, provisions, and condition relating to the granting of the aforesaid permission by said City to said applicant.

By: Board of Public Works

Recommendation: Approved 4-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Amanda Fuerst

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-115

3. Resolution awarding Contract 25-09 / Projects 3025 & 7001, 2025 [25-1224](#)
Sanitary Sewer Improvements on Diane Drive and Discovery Parkway to Globe Contractors Inc., in the amount of \$633,240.00 and approving a Level Three fund transfer to increase expenditure authority in the Tax Increment District fund by \$303,963 and the Sanitary Reserve fund by \$81,960 for the purpose of funding this contract

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 Sanitary Sewer Improvements on Diane Drive and Discovery Parkway under Contract 25-09 / Projects 3025 & 7001, bids and proposals were received until 11:01 o'clock in the morning, Wednesday, July 9, 2025, and therefore publicly opened; and

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

follows:

1. Globe Contractors, Inc.: \$633,240.00
2. Mid City Corporation: \$892,201.00; and

WHEREAS, the lowest bid received is from Globe Contractors, Inc. in the amount of \$633,240.00; 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 Globe Contractors, Inc., for the work of 2025 Sanitary Sewer Improvements on Diane Drive and Discovery Parkway at and for their bid price of \$633,240.00, this being the lowest and best bid.

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

BE IT FURTHER RESOLVED that a Level Three fund transfer is authorized to increase expenditure authority in the Tax Increment District fund by \$303,963 and the Sanitary Reserve fund by \$81,960 for the purpose of funding this contract.

By: Board of Public Works

Recommendation: Approved 4-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Amanda Fuerst

Aye: 10 Champine, Lewis, Foley, Franzen, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Nay: 1 Makhoul II

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-116

4. Resolution awarding Contract 25-21 / Project 2307, Swan Boulevard Bridge Deck Sealing to Fahrner Asphalt Sealers, LLC, in the amount of \$43,024.80 [25-1226](#)

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 Swan Boulevard Bridge Deck Sealing under Contract 25-21, Project 2307, bids and proposals were received until 11:01 o'clock in the morning, Wednesday, July 9, 2025 and therefore publicly opened; and

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

1. Fahrner Asphalt Sealers, LLC: \$43,024.80; and

WHEREAS, the lowest bid received is from Fahrner Asphalt Sealers, LLC in the amount of \$43,024.80; 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 Fahrner Asphalt Sealers, LLC, for the work of Swan Boulevard Bridge Deck Sealing at and for their bid price of \$43,024.80, 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: Approved 4-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Amanda Fuerst

Aye: 11 Champine, Lewis, Foley, Franzen, Makhlof II, Gustafson, Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-117

5. Resolution approving an Intergovernmental Cooperation Agreement (ICA) with the Milwaukee Metropolitan Sewerage District (MMSD) for the Menomonee River Levee System Accreditation projects

[25-1227](#)

WHEREAS, the Board of Public Works has recommended entering into an Intergovernmental Cooperation Agreement with Milwaukee Metropolitan Sewerage District to establish responsibilities for design, construction, ownership, long-term maintenance, and cost sharing for various elements associated with the levee system along the Menomonee River necessary to comply with Federal Emergency Management Agency (FEMA) requirements and Wisconsin Department of Natural Resources (WDNR) floodplain regulations.

WHEREAS, the Agreement proposes that MMSD would design and construct levee freeboard improvements and storm & sanitary improvements within the City of Wauwatosa.

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to enter into the proposed Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District regarding the design, construction, ownership, long-term maintenance, and cost sharing for the levee system improvements along the Menomonee River, a copy of which was reviewed by the Board of Public Works at its meeting on July 16, 2025.

By: Board of Public Works

Recommendation: Approved 4-0

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Amanda Fuerst

Aye: 11 Champine, Lewis, Foley, Franzen, Makhoul II, Gustafson,
Moldenhauer, Phillips, Morgan, Fuerst, and Dolan

Excused: 3 Brannin, Lowe, and Meindl

Absent: 2 Wilke, and Arney
Enactment No: R-25-118

FUTURE COUNCIL COMMITTEE AGENDA ITEMS

1. Future Council committee agenda items [25-0098](#)

McBride would like the Council to consider requiring training videos for Alderpersons for certain topics like Open Meetings Law.

RESULT: INFORMATIONAL ONLY

PRESENTATION AND ANNUAL REPORT

1. Presentation by the City Attorney and City Clerk regarding Wisconsin Open Meetings Law [25-1225](#)

Presentation by City Attorney Jennifer Tate and City Clerk Steve Braatz.

RESULT: INFORMATIONAL ONLY

2. Department of Public Works Annual Report [25-0424](#)

Presentation by DPW Director David Simpson.

RESULT: INFORMATIONAL ONLY

ADJOURNMENT

Meeting adjourned at 8:35 PM.