



Wauwatosa, WI

Common Council

Meeting Minutes - Final

7725 W. North Avenue
Wauwatosa, WI 53213

Tuesday, October 22, 2024

6:30 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 6:30 PM.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present: 13 Alderperson District 8 Council President Jason Wilke
Alderperson District 3 Robin Brannin
Alderperson District 6 Aletha Champine
Alderperson District 4 David Lewis
Alderperson District 2 Brad Foley
Alderperson District 4 Ernst Franzen
Alderperson District 5 Rob Gustafson
Alderperson District 5 Sean Lowe
Alderperson District 1 Andrew Meindl
Alderperson District 1 James Moldenhauer
Alderperson District 6 Joe Phillips
Alderperson District 7 Mike Morgan
Alderperson District 8 Melissa Dolan
Excused: 3 Alderperson District 2 Margaret Arney
Alderperson District 3 Joseph Makhlof II
Alderperson District 7 Amanda Fuerst

APPROVAL OF MINUTES

1. Approval of minutes of the September 24, 2024 regular meeting [24-1449](#)
RESULT: APPROVED
MOVER: Ernst Franzen
SECONDER: David Lewis
Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan
Excused: 3 Arney, Makhlof II, and Fuerst

PUBLIC HEARING

1. Public hearing regarding an Ordinance amending portions of Section 24.16 of the Wauwatosa Municipal Code providing that zoning-related public hearings shall be held by the Common Council in advance of introduction at Plan Commission [24-1240](#)

Tamara Szudy, Principal Planner, presented.

Public hearing opened at 6:33 PM.

No spoke for or against.

Public hearing closed at 6:34 PM.

RESULT: INFORMATIONAL ONLY

APPOINTMENTS BY THE MAYOR

1. Reappointment by Mayor McBride of John Horky (District 6) as a member of the Wauwatosa Sustainability Committee, term ending December 31, 2027 [24-1401](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Rob Gustafson

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlof II, and Fuerst

2. Reappointment by Mayor McBride of Kayla Janowski (District 4) as a member of the Wauwatosa Bicycle and Pedestrian Facilities Committee, term ending May 31, 2026 [24-1402](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Rob Gustafson

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlof II, and Fuerst

3. Reappointment by Mayor McBride of Michael Anich (District 1) as a member of the Wauwatosa Civic Celebration Commission, term ending December 31, 2028 [24-1403](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Rob Gustafson

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst

4. Reappointment by Mayor McBride of Janel Ruzicka (District 1) as a member of the Wauwatosa Historic Preservation Commission, term ending November 30, 2027

[24-1443](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Rob Gustafson

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst

FROM THE PLAN COMMISSION

1. Resolution approving a Conditional Use Permit in the General Commercial (C2) zone at 10111 W. Capitol Drive to allow second-hand merchandise sales body, Benjamin Frinzi, applicant (d/b/a Renew Sports and Fitness Supply)

[24-1408](#)

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: Robin Brannin

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst
Enactment No: R-24-165

FROM THE TRANSPORTATION AFFAIRS COMMITTEE

1. Ordinance amending Sec. 11.32.080 of the Wauwatosa Municipal Code to prohibit parking on the west side of Wauwatosa Avenue from Wright Street to a point 150-feet north thereof and on the east side of Wauwatosa Avenue from Wright Street to a point 150-feet north thereof

[24-1452](#)

RESULT: ADOPTED

MOVER: Mike Morgan

SECONDER: Rob Gustafson

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst
Enactment No: O-24-31

FROM THE GOVERNMENT AFFAIRS COMMITTEE

1. Resolution approving application for a new Class “B” Beer and “Class C” Wine license by Kelly’s Greens, LLC d/b/a Kelly’s Greens, 8932 W. North Avenue, Erin Kelly - Agent, for the period ending June 30, 2025

[24-1444](#)

- RESULT:** APPROVED
MOVER: Ernst Franzen
SECONDER: David Lewis
- Aye:** 12 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan
- Excused:** 3 Arney, Makhoulf II, and Fuerst
- Abstain:** 1 Gustafson
Enactment No: R-24-166
2. Resolution approving application for Fireworks User Permit by Greg Pappas, Blue Mound Golf and Country Club, for the property address located at 10122 W. North Avenue for a wedding on October 26, 2024 from 8:15 PM -8:30 PM [24-1445](#)
- RESULT:** APPROVED
MOVER: Ernst Franzen
SECONDER: David Lewis
- Aye:** 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan
- Excused:** 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-167
3. Resolution approving application for a new Secondhand Article Dealer license by Renew Sporting Goods LLC, d/b/a Renew Sports and Fitness Supply, 10111 W. Capitol Drive, Benjamin Frinzi - Agent, for the period ending December 31, 2024 [24-1446](#)
- RESULT:** APPROVED
MOVER: Ernst Franzen
SECONDER: Robin Brannin
- Aye:** 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan
- Excused:** 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-168
4. Resolution approving application for appointment of successor Agent, Adrienne Reese, for Craftspot LLC d/b/a Grey House Creative Market, 6228 W. State Street [24-1447](#)
- RESULT:** APPROVED
MOVER: Ernst Franzen
SECONDER: David Lewis
- Aye:** 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan
- Excused:** 3 Arney, Makhoulf II, and Fuerst
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Enactment No: R-24-169

5. Resolution approving application for a new Class “B” Beer and Reserve “Class B” Liquor license by Sober Life LLC, d/b/a The Mana Tap, 10600 W. Blue Mound Road, Bhupinder Singh - Agent, for the period ending June 30, 2025 [24-1448](#)

RESULT: APPROVED

MOVER: Ernst Franzen

SECONDER: David Lewis

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-170

FROM THE COMMUNITY AFFAIRS COMMITTEE

1. Ordinance amending Sec. 24.13.040 of the Wauwatosa Municipal Code related to Stormwater Management [24-1458](#)

*Motion by Alder Lowe to adopt the ordinance under suspension of the rules. Second by Alder Brannin.
Motion passed unanimously.*

RESULT: ADOPTED

MOVER: Sean Lowe

SECONDER: Robin Brannin

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhoulf II, and Fuerst
Enactment No: O-24-32

2. Resolution approving a 3-year Memorandum of Understanding between the Wauwatosa Police Department and the Wauwatosa School District [24-1455](#)

*Motion by Alder Lowe to approve the resolution under suspension of the rules. Second by Alder Brannin.
Motion passed unanimously.*

RESULT: APPROVED

MOVER: Sean Lowe

SECONDER: Robin Brannin

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-171

3. Resolution selecting and approving alternative for Schoonmaker Creek watershed flood mitigation project (CIP Project #3005) [24-1459](#)

Motion by Alder Meindl to amend the resolution to include the consideration of the restoration and/or

naturalization of the open channel, as needed, working with the Washington Highlands Association and residents with "Option B" selected. Second by Alder Champine. Motion failed 2-11 (Lowe, Morgan, Phillips, Wilke, Brannin, Champine, Dolan, Foley, Franzen, Gustafson, Lewis).

Motion by Alder Lowe to approve the resolution, selecting the presented "Option B" for CIP Project #3005, under suspension of the rules. Second by Alder Brannin. Motion passed unanimously.

RESULT: APPROVED

MOVER: Sean Lowe

SECONDER: Robin Brannin

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-172

4. Resolution naming the City park at 116th Street Gilbert Avenue Firefly Grove Park [24-1456](#)

Motion by Alder Lowe to approve the resolution under suspension of the rules. Second by Alder Brannin. Motion passed unanimously.

RESULT: APPROVED

MOVER: Sean Lowe

SECONDER: Robin Brannin

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-173

FROM THE FINANCIAL AFFAIRS COMMITTEE

1. Resolution authorizing the Engineering Services Division to procure materials for 2025 CIP projects in advance of 2025 budget approval [24-1453](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhoulf II, and Fuerst
Enactment No: R-24-174

2. Resolution approving contract extensions claim administrative fee with UnitedHealthcare, vision services with Superior Vision, and life insurance benefits with VOYA and request to enter into a contract with Symetra for stop loss insurance [24-1454](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst
Enactment No: R-24-175

3. Resolution authorizing issuance of a \$665,000 short term general obligation note with the State Trust Loan Fund for the purpose of short-term financing capital projects [24-1466](#)

RESULT: APPROVED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst
Enactment No: R-24-176

4. Ratification of Comptroller's Office bills and claims report, September 25 through October 22, 2024 [24-1451](#)

RESULT: RATIFIED

MOVER: James Moldenhauer

SECONDER: Joe Phillips

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst

FROM THE BOARD OF PUBLIC WORKS

1. Resolution approving a Utility Occupancy License with Soo Line Railroad Company, d/b/a Canadian Pacific, for an underground fiber optic conduit at N. 115th street and the railroad tracks [24-1457](#)

RESULT: APPROVED

MOVER: Melissa Dolan

SECONDER: Jason Wilke

Aye: 13 Wilke, Brannin, Champine, Lewis, Foley, Franzen, Gustafson, Lowe, Meindl, Moldenhauer, Phillips, Morgan, and Dolan

Excused: 3 Arney, Makhlouf II, and Fuerst
Enactment No: R-24-177

FUTURE COUNCIL COMMITTEE AGENDA ITEMS

1. Future Council committee agenda items [24-1450](#)

RESULT: INFORMATIONAL ONLY

ADJOURNMENT

Meeting adjourned at 7:09 PM.