



City of West Allis

Meeting Minutes

Common Council

Mayor Dan Devine, Chair

Aldersperson James W. Sengstock, Council President

Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke, Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel

Tuesday, January 19, 2010

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Mayor Devine at 7:00 p.m.

B. ROLL CALL

Present 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel

Excused 1 - Sengstock

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Vitale.

D. PUBLIC HEARINGS

1. [R-2010-0010](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of W. Rogers St. from S. 67 Pl. to S. 76 St., and S. 67 Pl. from W. Rogers St. to W. Becher Pl. by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

Attachments: [R-2010-0010 Spella communication.pdf](#)

Explanation by Peter Daniels, Principal Engineer.

The Clerk's office received one (1) letter with concerns relative to the proposed assessments for improvement.

Appearances:

Jim Kotschi, 3249 S. 88 St., Milwaukee, member of St. Augustine Parish, said that they are still in the process of paying off the last assessment bill for W. Rogers Street. He commented on the multiple activities that involve fundraisers, and addressed concerns with regard to the financial impact this project will have on the church and their ability to pay their bills. He inquired if this improvement is tied to a TIF project, and said the developer could bear the cost of the project if that is the case.

Phillip Ryback, 11636 W. Edgerton Ave., Hales Corners, St. Augustine Parish member, supported the church and reiterated the loss of revenue that would occur. He addressed his concerns relative to the safety for the elderly.

Steven Hengel, 1976 S. 69 St., asked if the project was tied to economic stimulus funds. He requested that no interest be charged.

Josephine Panhans, 6101 W. Cleveland Ave., Milwaukee, member of St. Augustine, addressed her concerns relative to meeting the spiritual needs of the people and accessibility.

Noah Leigh, 7026 W. Rogers St., questioned the utility rates.

E. CITIZEN PARTICIPATION

John Arndt, 4595 S. 72 St., addressed his concerns with regard to snowplowing over the last few years near Lapham, Burnham, 61st and 65th Streets. He commented on the illegally parked vehicles and lack of towing. He offered solutions relative to snowplowing, penalties, and contracting with tow companies.

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

Mayor Devine announced that the following Committees would meet during recess: Administration & Finance, Public Works, Safety & Development, License & Health, and Advisory.

G. MISCELLANEOUS BUSINESS

Mayor's Report

Mayor Devine attended the opening of the 2010 census office, and addressed the importance of participating. He said that the information provided is confidential, and hundreds of jobs will be created. Mayor Devine attended an award ceremony held at Walker School. Also, he encouraged residents to offer any type of assistance they can to the victims of Haiti.

Alderspersons Comments

None.

H. AGENDA APPROVAL

that the agenda with supplemental item no. 23a be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of January 5, 2010

J. ITEMS NOT REFERRED TO COMMITTEE

2. [2010-0035](#) Report of the Municipal Judge for the month of December 2009, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$104,703.05.

Attachments: [December 2009 Municipal Judge Report.pdf](#)

3. [2010-0025](#) Summons and Complaint in the matter of BAC Home Loans Servicing, L.P. vs. City of West Allis, et al. Case no. 09CV020213.

4. [2010-0032](#) Mike Veon communication regarding vehicle damage allegedly sustained on November 21, 2009 between South 55 and 56 Streets on Lincoln Avenue.
5. [2010-0038](#) Dawn DesJardins communication regarding personal property damage allegedly sustained at 834 S. 74 Street on December 24, 2009.
6. [2010-0039](#) Summons and Complaint in the matter of Chase Home Finance, LLC vs. City of West Allis, et al.
7. [2010-0040](#) Summons and Complaint in the matter of BAC Home Loans Servicing, L.P. vs. City of West Allis, et al., Case no. 10CV000150.

Passed The Block Vote

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

Thereupon, the Council took a recess at 7:27 p.m. Upon returning from recess at 8:00 p.m., and the roll call being taken, there were:

Present 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel
Excused 1 - Sengstock

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE AND PUBLIC WORKS COMMITTEE

9. [2010-0042](#) Communication from Director of Public Works/City Engineer regarding purchasing an emergency generator for the 97th Street Water Reservoir.

Attachments: [COMM-Emergency Generator 1-19-10.pdf](#)

Held in Administration & Finance Committee during recess.

Held in Public Works Committee during recess.

ADMINISTRATION & FINANCE COMMITTEE

10. [O-2010-0006](#) An Ordinance to amend Ordinance No. O-2008-0016 establishing the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional, and Supervisory Service of the City of West Allis for the years 2008-2010 (Assistant Director of Public Works).

Sponsors: Administration & Finance Committee

11. [R-2010-0019](#) Resolution approving an Emergency Medical Services Agreement for Paramedic Services between Milwaukee County Department of Health and Human Services and the City of West Allis for 2010-2012.
- Sponsors:* Administration & Finance Committee
- Attachments:* [PARAMEDIC SERVICES AGMT.2010 to 2012.pdf](#)
12. [R-2010-0020](#) Resolution relative to renewal of the agreement with the Village of West Milwaukee for Public Health Services for 2010.
- Sponsors:* Administration & Finance Committee
- Attachments:* [WMILW.PublicHealthServices_Agmt.pdf](#)
13. [R-2010-0021](#) Resolution relative to renewal of the agreement with the Village of West Milwaukee for Information Technology Services for 2010.
- Sponsors:* Administration & Finance Committee
- Attachments:* [WMILW.IT AGMT.pdf](#)
14. [R-2010-0022](#) Resolution Amending an Investment Policy.
- Sponsors:* Administration & Finance Committee
- Attachments:* [2010 January 19 Investment Policy Legistar.pdf](#)
[Jan 19 Letter.pdf](#)
15. [2010-0046](#) Comptroller/Manager of Finance submitting the City of West Allis Unaudited Internal Financial Reports for the month ending October 31, 2009 and November 30, 2009.
- Attachments:* [Final Oct 2009.pdf](#)
[Nov Finals to Council.pdf](#)
16. [2010-0044](#) Communication from City Administrative Officer regarding request to fill a vacant Custodian position at the Senior Center.
- Attachments:* [VACPOSREQ_CustodSenCtr.pdf](#)
17. [2010-0027](#) Communication from the Library Director and Library Board President requesting a transfer of operating budget funds to complete library carpeting project.
- Attachments:* [2010-0027 Communication.pdf](#)

Held in Administration & Finance Committee during recess.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel

No: 0

PUBLIC WORKS COMMITTEE

8. [R-2010-0016](#) Resolution relative to accepting the proposal of Aring Equipment Co., Inc. for furnishing and delivering one (1) used Volvo Wheel Loader for a total net sum of \$119,310.00.

Sponsors: Administration & Finance Committee and Public Works Committee

Attachments: [1061 Volvo sole source letter.pdf](#)

18. [R-2010-0015](#) Resolution accepting work of C.W. Purpero, Inc. for the installation of concrete curb and gutter, concrete pavement, miscellaneous walk repair, driveway replacement, storm sewer relay, sanitary sewer relay, water main, building services and utility adjustments in W. Mitchell St. from S. 88th St. to S. 91st St. and S. 60th St. from the North City Limits to W. Lincoln Ave. in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2008 Project No. 2.

Sponsors: Public Works Committee

Public Hearing Items (Public Works Committee)

19. [R-2010-0010](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of W. Rogers St. from S. 67 Pl. to S. 76 St., and S. 67 Pl. from W. Rogers St. to W. Becher Pl. by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

Attachments: [R-2010-0010 Spella communication.pdf](#)

20. [R-2010-0011](#) Final Resolution authorizing public improvement by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments in W. Rogers St. from S. 67 Pl. to S. 76 St., and S. 67 Pl. from W. Rogers St. to W. Becher Pl. and levying special assessments against benefited properties.

Sponsors: Public Works Committee

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

21. [O-2010-0005](#) An Ordinance to Establish Parking Restrictions on the South Side of the West 260 Feet of the 8400 Block of West Cleveland Ave.

Sponsors: Lajsic and Ald. Roadt

22. [R-2010-0017](#) Resolution to impose a moratorium in the C-1, Downtown Central Business District, on tobacco stores that openly display, make available for sale instruments used for inhaling tobacco, that sell sex or marital aides.

Sponsors: Ald. Weigel

Held in Safety & Development Committee during recess.

23. [2010-0045](#) Special Use Permit for CiCi's Pizza, to be located within the Shoppes on 100 multi-tenant commercial building located at 2927 S. 108 St.

Held in Safety & Development Committee during recess.

- 23a. [2010-0047](#) Findings and Recommendations in the Matter of the Complaint Against Michael Sherman and Tong Sherman, d/b/a Beijing Foot & Body Massage relative to revocation of the business's special use permit.

Attachments: [F & R Beijing.pdf](#)

and Placed on File

24. [2009-0773](#) Summons and Complaint in the matter of the Complaint against Tong and Michael Sherman, d/b/a Beijing Foot & Body Massage, located at 2727 S. 108 St., regarding their Special Use Permit.

Passed The Block Vote

Aye: 9 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel

No: 0

LICENSE & HEALTH COMMITTEE

25. [2010-0041](#) 2009-2010 and 2009-2011 Tavern Operator License applications.

2009-2010 License application no. 420 granted.

2009-2011 License application nos. 424-427 granted.

26. [2010-0036](#) 2009-2010 Instrumental Music License application no. 1623 and 2009-2010 Dance Hall License application no. 1624 (2009-2010 Class B Tavern License no. 1612), of Anne Jones, Agent, d/b/a The Store Bar and Grill for premises located at 5801-5815 W. Beloit Road.

27. [2010-0034](#) Police Department report regarding tavern violations/calls for service for the month of December 2009.

Attachments: [December 2009 Police Report.pdf](#)

28. [2010-0029](#) Police Department Report regarding December 23, 2009 Tobacco Compliance Check involving fourteen (14) West Allis businesses, resulting with none selling tobacco to an underage person without requesting identification.

29. [2010-0028](#) Police Department Report regarding December 19, 2009 Tobacco Compliance Check involving twenty-two (22) West Allis businesses, resulting with none selling tobacco to an underage person without requesting identification.

30. [2010-0030](#) Police Department Report involving West Allis Cigarette Depot, 7023 W. Greenfield Avenue (2009-2010 Cigarette and Tobacco Products License no. 513 of Atlas Tobacco Wholesale Corporation, Kamal H. Issa, Agent, Incident Date: December 13, 2009).
Held in License & Health Committee during recess.
31. [2010-0026](#) 2009-2010 Secondhand Jewelry Dealer License appl. no. 1625 of Midwest Gold Buyers, Inc., d/b/a Midwest Gold Buyers for premises at 1234 S. 108 Street.
32. [2010-0033](#) 2009-2011 Tavern Operator License application no. 11-423 of Hector E. Guillermo.
Held in License & Health Committee during recess.
33. [2010-0024](#) 2009-2010 Class B Tavern License application no. 1620, Instrumental Music License application no. 1621, and Dance Hall application no. 1622 of Calhoun BBQ, Inc., Joseph L. Griese, Agent, d/b/a Parkway Pub, premises located at 11505 W. National Avenue (new-nonexisting location).
34. [2010-0031](#) Police Department Report involving Cigarette Depot, 1520 S. 84 Street (2009-2010 Cigarette and Tobacco Products License Application no. 1610 of HND, Inc., Dineshkumar P. Patel, Agent, Incident Date: November 16, 2009).
35. [2010-0005](#) 2009-2010 Cigarette License application no. 1610 of HND, Inc. Dineshkumar P. Patel, Agent, d/b/a Cigarette Depot for premises located at 1520 S. 84 St.

Passed The Block Vote

Aye: 9 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel

No: 0

ADVISORY COMMITTEE

36. [2010-0043](#) Legislative Committee minutes for January 12, 2010.

Attachments: [LEG CMTE MINS 011210.pdf](#)

Aye: 9 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Vitale, and Weigel

No: 0

N. OTHER MATTERS RELATING TO THE AFFAIRS AND GOVERNMENT OF THE CITY WHICH MAY PROPERLY BE BROUGHT BEFORE THE COMMON COUNCIL

None.

O. ADJOURNMENT

to adjourn at 8:05 p.m., with the next regularly scheduled meeting to be held on February 2, 2010 at 7:00 p.m

*/s/ Paul M. Ziehler
City Administrative Officer
Clerk/Treasurer*



All meetings of the {bdName} are public meetings. In order for the general public to make comments at the committee meetings, the individual(s) must be scheduled (as an appearance) with the chair of the committee or the appropriate staff contact; otherwise, the meeting of the committee is a working session for the committee itself, and discussion by those in attendance is limited to committee members, the mayor, other alderpersons, staff and others that may be a party to the matter being discussed.

NON-DISCRIMINATION STATEMENT

The City of West Allis does not discriminate against individuals on the basis of race, color, religion, age, marital or veterans' status, sex, national origin, disability or any other legally protected status in the admission or access to, or treatment or employment in, its services, programs or activities.

AMERICANS WITH DISABILITIES ACT NOTICE

Upon reasonable notice the City will furnish appropriate auxiliary aids and services when necessary to afford individuals with disabilities an equal opportunity to participate in and to enjoy the benefits of a service, program or activity provided by the City.

LIMITED ENGLISH PROFICIENCY STATEMENT

It is the policy of the City of West Allis to provide language access services to populations of persons with Limited English Proficiency (LEP) who are eligible to be served or likely to be directly affected by our programs. Such services will be focused on providing meaningful access to our programs, services and/or benefits.