



# City of West Allis

## Meeting Minutes

### Common Council

*Mayor Jeannette Bell, Chair*

*Aldersperson James W. Sengstock, Council President*

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

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Tuesday, April 5, 2005

7:00 PM

City Hall - Council Chambers

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#### REGULAR MEETING

##### A. CALL TO ORDER

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

##### B. ROLL CALL

**Present** 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

##### C. PLEDGE OF ALLEGIANCE

*The Pledge of Allegiance was led by Ald. Kopplin.*

##### D. PUBLIC HEARINGS

###### 1. [2005-0177](#)

On the 2004-2005 Class B Tavern License appl. no. 135 of Fujiyama, LLC, Ren Feng, Agent, d/b/a Fujiyama Sushi & Hibachi, for premises located at 2912-20 S. 108 St.

(new-nonexisting location) in regards to exceeding the quota.

*Explanation of the proposed license by Paul Ziehler, City Administrative Officer, Clerk/Treasurer.*

*Appearance:*

*Beryl Hsiang, architect, represented the business and commented on the hours of operation. She indicated that the family-oriented upscale restaurant would be unique to West Allis and the market, plus centrally located. The restaurant will offer Japanese cuisine with fresh cooking, including sushi and hibachi, and that cocktails are needed. The restaurant would economically impact the community.*

###### 2. [2005-0083](#)

Special use application to establish a bartending academy/school within the existing multi-tenant commercial property located at 8626 W. National Ave. (Tax Key number 478-9994-001).

*Explanation of the proposed special use by John Stibal, Director of Development.*

*Appearances: None.*

##### E. CITIZEN PARTICIPATION

*Appearances:*

*Brian Preiss, Executive Director, Downtown West Allis Business Improvement District and Downtown West Allis, Inc., 7231 W. Greenfield Ave., provided a status update regarding the downtown including awning, sign and façade changes. Mr. Preiss announced Community*

*Sidewalk Sales Days scheduled for June 10th, July 8th, and August 19th from 10:00 a.m. to 6:00 p.m. Mr. Preiss commented on the planters, trash receptacles, eating areas, the BID's newsletter and website.*

*Carl Knight, 2867 S. 96 St., opposed adult-oriented establishments.*

*Michaeljon Murphy, 349 Joris Ave., Waukesha, commented on adult-oriented establishments, and thanked the City for the change in the ordinance adding regulations. He mentioned the operator permit applications that were held at the License & Health Committee.*

#### F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

*Mayor Bell 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

#### *Public Events:*

*Read to two school Classes.*

*Attended two Dare Graduations.*

*Attended a mentoring lunch for young women sponsored by the Lieutenant Governor.*

*Did a radio program regarding the Library MCFLS debate.*

*Attended one ground breaking and one grand opening.*

*Attended the Award Ceremony for our police officer that solved the murder case in Chicago.*

*Lead a Boy Scout City Hall tour.*

*Attended two retirement parties of City employees.*

*Attended the WACCC Annual meeting.*

*Recorded an interview for a TV program in Mayville, Wisconsin regarding problems facing municipal governments.*

#### *Announcements:*

*We are excited that the Western Days Parade will be held on June 16th due to the generosity of Todd Reardon of the Braeger dealership in Milwaukee. We have received notice of a possible wagon for the Alderpersons. I am requesting a count of the Alderpersons that wish to ride in the parade by this Friday. If there is not enough to merit the ordering of the wagon there will be no participation by the Alderpersons in the parade.*

### Alderpersons Comments

*Ald. Weigel commented on the recognition of the police department's involvement in helping to solve the Chicago Lefkow case. Also, he announced a neighborhood meeting scheduled for April 7th at 6:30 p.m. at City Hall regarding the proposed gas station and convenience store at 84th and Becher.*

#### H. AGENDA APPROVAL

*that the agenda as submitted be accepted*

**A motion was made by Ald. Sengstock, seconded by Ald. Reinke, that the agenda as submitted be accepted. The motion carried.**

#### I. APPROVAL OF MINUTES

*to approve the minutes of the regular meeting of March 15, 2005*

A motion was made by Ald. Sengstock, seconded by Ald. Dobrowski, to approve the minutes of the regular meeting of March 15, 2005. The motion carried.

J. ITEMS NOT REFERRED TO COMMITTEE

3. [2005-0172](#) Eisenberg, Weigel, Carlson, Blau & Clemens, S.C. and Kondos & Kondos Law Center Summons and Complaint in the matter of Roberto Herrera and Star S. Herrera vs. the City of West Allis, et al.  
**This Matter was Referred for Legal Action to the City Attorney on a Block Vote.**
4. [2005-0185](#) Denise Maglio, Grafton, communication regarding vehicle damage allegedly sustained while traveling on W. Greenfield Ave. at S. 95 St., on March 18, 2005.  
**This Matter was Referred for Legal Action to the City Attorney on a Block Vote.**

**Passed The Block Vote**

K. STANDING COMMITTEE REPORT

**LICENSE & HEALTH COMMITTEE**

5. [2005-0142](#) Police Department communication regarding tavern violations, tobacco compliance checks, and police calls for service for the month of February 2005.  
**This Matter was Placed on File on a Block Vote.**
6. [2005-0090](#) Police Department Report involving My Bar, 6404 W. National Ave. (2004-2005 Class B Tavern License no. 130, Dance Hall License no. 88, and Cigarette License no. 145 of Alberto Sendejo, Incident Date: January 23, 2005.)  
**This Matter was Placed on File on a Block Vote.**
7. [2005-0149](#) Police Department Report involving Magoo's Pub & Grill, 8911 W. National Ave. (2004-2005 Class B Tavern License no. 90, Dance Hall License no. 61, Instrumental Music License no. 34 and Cigarette License no. 85 of Magoo's of West Allis, Ltd., Thomas J. Beckmann, Agent, Incident Date: February 19, 2005.)  
**This Matter was Placed on File on a Block Vote.**
8. [2005-0151](#) Police Department Report involving Tap City, 7207 W. National Ave. (2004-2005 Class B Tavern License no. 73, Dance Hall License no. 52, Instrumental Music License no. 26 and Cigarette License no. 51 of Tap City, Inc., Incident Date: February 20, 2005.)  
**This Matter was Placed on File on a Block Vote.**
9. [2005-0153](#) Police Department Report regarding February 10, 2005 Tobacco Compliance Check involving ten (10) West Allis businesses, resulting with five (5) selling tobacco to an underage person without requesting identification (2004-2005 Cigarette License no. 133 of Bryan Sra, LLC, Ram Joseph, Agent, 6716 W. Lincoln Ave.)  
**This Matter was Placed on File on a Block Vote.**

10. [2005-0156](#) Police Department Report regarding February 10, 2005 Tobacco Compliance Check involving ten (10) West Allis businesses, resulting with five (5) selling tobacco to an underage person without requesting identification (2004-2005 Cigarette License no. 69 of Southtown Standard, Inc., Nancy L. Fabinski, Agent, 10731 W. Oklahoma Ave.)  
**This Matter was Placed on File on a Block Vote.**
11. [2005-0159](#) Police Department Report regarding February 10, 2005 Tobacco Compliance Check involving ten (10) West Allis businesses, resulting with five (5) selling tobacco to an underage person without requesting identification (2004-2005 Cigarette License no. 150 of Akash Petroleum, Virendra S. Verma, Agent, 10537 W. Greenfield Ave.)  
**This Matter was Placed on File on a Block Vote.**
12. [2005-0168](#) David Melstrand, Menomonee Falls, communication opposing the licensing of the Adult-Oriented Establishments at 2727 S. 108 St. and 9800 W. Greenfield Ave.  
**This Matter was Placed on File on a Block Vote.**
15. [2005-0115](#) 2004-2005 Adult-Oriented Establishment Operator License applications.  
*License appl. nos. 2-5, 8, 10-13 & 15 granted.*  
**This Matter was Approved on a Block Vote.**
16. [2005-0116](#) 2004-2005 Adult-Oriented Establishment License appl. 2 of Tee & Bee Inc., d/b/a Super Video & Variety, for premises located at 9800 W. Greenfield Ave.  
**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**
17. [2005-0138](#) Appointment of new agent by 1016 Kos, Inc., d/b/a Pallas Family Restaurant, 1657 S. 108 Street of Nicholas Itsines Jr. (2004-2005 Class B Tavern License no. 124 and Dance Hall License no. 84).  
**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**
18. [2005-0059](#) 2004-2006 Tavern Operator License appl. no. 318 of Wayne J. Paluch.  
*Denied based on the police report.*  
**This Matter was Denied on a Block Vote.**
19. [2005-0104](#) 2004-2005 Tavern Operator License appl. no. 568 of Stacy L. Amstadt.  
**This Matter was Approved on a Block Vote.**
20. [2005-0109](#) 2004-2005 Tavern Operator License appl. no. 569 of Lauren D. Kopas.  
**This Matter was Approved on a Block Vote.**
21. [2005-0124](#) 2004-2005 Tavern Operator License application no. 576 of Rebecca M. Bertler.  
**This Matter was Approved on a Block Vote.**
22. [2005-0125](#) 2004-2005 Tavern Operator License application no. 575 of Randall C. Hopf.  
**This Matter was Approved on a Block Vote.**
23. [2005-0137](#) 2004-2006 Tavern Operator License application no. 335 of Thomas J. Romano.

**This Matter was Approved on a Block Vote.**

24. [2005-0143](#) 2004-2005 Tavern Operator License application no. 579 of Julie R. Coy.

**This Matter was Approved on a Block Vote.**

**Passed The Block Vote**

L. COMMON COUNCIL RECESS

*that the Council recess until completion of Committee meetings*

**A motion was made by Ald. Sengstock, seconded by Ald. Reinke, that the Council recess until completion of Committee meetings. The motion carried.**

*Thereupon, the Council took a recess at 7:42 p.m. Upon returning from recess at 8:37 p.m., and the roll call being taken, there were:*

**Present** 10 - Barczak, Czaplowski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

M. NEW AND PREVIOUS MATTERS

**ADMINISTRATION & FINANCE COMMITTEE**

25. [R-2005-0112](#) Resolution relative to accepting the proposal of Keiser Corporation to provide Fitness Equipment for a total net sum of \$12,960.18.

*Held in Administration & Finance Committee during recess.*

26. [R-2005-0114](#) Resolution relative to requesting that Milwaukee County appropriate \$1,500,000 for the Milwaukee County Federated Library System for the County-wide Reciprocal Borrowing System for calendar years 2006, 2007, and 2008.

**This Matter was Adopted on a Block Vote.**

27. [R-2005-0115](#) Resolution relative to requesting that Milwaukee County agree to implementing the County-wide Library Reciprocal Borrowing Collection/Redistribution Method for the Milwaukee County Federated Library System's County-wide Reciprocal Borrowing System for calendar years 2006, 2007, and 2008.

**This Matter was Adopted on a Block Vote.**

28. [R-2005-0116](#) Resolution relative to requesting the State of Wisconsin to increase the amount of funding in the State 2005-07 Biennium Budget for State Library System Aid.

**This Matter was Adopted on a Block Vote.**

29. [2005-0176](#) Communications from the Cities of Wauwatosa and Greenfield and the Village of Brown Deer informing the City of West Allis of their public hearings on April 5, 2005, April 20, 2005 and April 25, 2005, respectively, with regard to continuing membership or withdrawal from the Milwaukee County Federated Library System at the end of the year 2005.

**This Matter was Placed on File on a Block Vote.**

30. [R-2005-0121](#) Resolution relative to approving the 2004 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant Program.

**This Matter was Adopted on a Block Vote.**

31. [R-2005-0128](#) Initial Resolution Authorizing the Borrowing of not to Exceed \$12,500,000; Providing for the Issuance and Sale of General Obligation Securities Therefore; and Levying a Tax in Connection Therewith.

*Held in Administration & Finance Committee during recess.*

32. [R-2005-0130](#) Initial Resolution Authorizing the Borrowing of not to Exceed \$5,000,000 for Sanitary Sewer Improvements; Providing for the Issuance and Sale of General Obligation Securities Therefore; and Levying a Tax in Connection Therewith.

*Held in Administration & Finance Committee during recess.*

33. [R-2005-0131](#) Initial Resolution Authorizing the Borrowing of not to Exceed \$3,500,000 for Water System Improvements; Providing for the Issuance and Sale of General Obligation Securities Therefore; and Levying a Tax in Connection Therewith.

*Held in Administration & Finance Committee during recess.*

34. [R-2005-0132](#) Initial Resolution Authorizing the Borrowing of not to Exceed \$3,000,000 for Six Points Redevelopment Projects; Providing for the Issuance and Sale of General Obligation Securities Therefore; and Levying a Tax in Connection Therewith.

*Held in Administration & Finance Committee during recess.*

35. [R-2005-0133](#) Initial Resolution Authorizing the Borrowing of not to Exceed \$750,000 for Lime Pit Redevelopment Project; Providing for the Issuance and Sale of General Obligation Securities Therefore; and Levying a Tax in Connection Therewith.

*Held in Administration & Finance Committee during recess.*

36. [R-2005-0134](#) Initial Resolution Authorizing the Borrowing of not to Exceed \$500,000 for Wehr Steel Redevelopment Project; Providing for the Issuance and Sale of General Obligation Securities Therefore; and Levying a Tax in Connection Therewith.

*Held in Administration & Finance Committee during recess.*

**City Attorney Claim Report**

37. **2002-0051** Habush Habush & Rottier S.C. communication submitted on behalf of Janice L. Taloff regarding injury allegedly sustained at 7143 W. Greenfield Ave.

**This Matter was Denied on a Block Vote.**

38. [1999-0013](#) Communication submitted by Kasdorf, Lewis & Swietlik, S.C., 1551 S. 108 St., regarding damage allegedly sustained to their plumbing system on March 18, 1999.

**This Matter was Denied on a Block Vote.**

39. [2004-0001](#) Action Law Offices, S.C. communication on behalf of their client, Steven Erdmann, 4330 S. Calhoun Rd., New Berlin, regarding injuries and property damage allegedly sustained while traveling eastbound on W. Oklahoma Ave. at S. Root River Pkwy. on November 18, 2003.

**This Matter was Allowed on a Block Vote.**

40. [2004-0353](#) Attorney John C. Possi communication on behalf of Millers First Insurance Company and its insured, Sherry Erdmann, regarding vehicle damage allegedly sustained on November 18, 2003, at or about W. Oklahoma Ave. and S. Root River Pkwy.  
**This Matter was Allowed on a Block Vote.**
41. [2004-0444](#) Small Claims Summons and Complaint in the matter of Sentry Insurance vs. City of West Allis, et al.  
**This Matter was Placed on File on a Block Vote.**
42. [2004-0663](#) Mueller, Goss & Possi, S.C. communication regarding a Summons & Complaint in the matter of Millers First Classified Ins. Co. vs. City of West Allis, et al., for property damage - auto.  
**This Matter was Allowed on a Block Vote.**
43. [2005-0079](#) Jay K. Luell communication regarding vehicle damage allegedly sustained in the 1400 block of S. 97 St. on January 22, 2005.  
**This Matter was Denied on a Block Vote.**

Passed The Block Vote

## PUBLIC WORKS COMMITTEE

44. [R-2005-0090](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 56 St. from 475' north of W. Walker St. to W. National Ave. and portions of intersecting streets by concrete reconstruction of the pavement with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.  
**This Matter was Disapproved on a Block Vote.**
45. [R-2005-0110](#) Resolution authorizing and directing the City Engineer to pay for sanitary sewer lateral repairs at 1559 South 57th Street in the amount of \$33,613.58.  
**This Matter was Adopted on a Block Vote.**
46. [R-2005-0111](#) Resolution relative to accepting the proposal of R.N.O.W., Inc. for furnishing and installing one (1) Dual Chamber Refuse Collection Body for a total sum of \$90,697.00.  
*Attachments:* [877 Refuse Collection Body.doc](#)  
**This Matter was Adopted on a Block Vote.**
47. [R-2005-0113](#) Resolution authorizing the Director of Public Works to enter into an Intergovernmental Cooperation Agreement for Use and Distribution of Proceeds for Wisconsin Department of Natural Resources "2006" Recycling Efficiency Incentive Grants.  
**This Matter was Adopted on a Block Vote.**

48. [R-2005-0117](#) Resolution relative to the Notice of Hearing for the Vacation and Discontinuance of Public Off-Street Parking North of West Cleveland Avenue between South 84th Street and South 85th Street.
- This Matter was Adopted on a Block Vote.**
49. [R-2005-0118](#) Resolution Relative to Vacation and Discontinuance of Public Off-Street Parking North of West Cleveland Avenue between South 84th Street and South 85th Street.
- Held in Public Works Committee during recess.*
50. [R-2005-0120](#) Resolution Granting a Privilege for Encroachment (Major) to New Owner Timothy L. Rinka for property located at 7718-7718A West National Avenue.
- This Matter was Adopted on a Block Vote.**
51. [R-2005-0122](#) Resolution relative to accepting the proposal of Monroe Truck Equipment for furnishing and installing two (2) 2005 Crysteel dump bodies for a total sum of \$64,523.00.
- Attachments:* [878 Truck Bodies.doc](#)
- This Matter was Adopted on a Block Vote.**
52. [R-2005-0124](#) Final Resolution authorizing public improvement by concrete reconstruction of the pavement including miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments in S. 70 St. from W. Mitchell St. to W. Burnham St. and levying special assessments against benefited properties.
- This Matter was Adopted on a Block Vote.**
53. [R-2005-0125](#) Final Resolution authorizing public improvement by major asphalt resurfacing of the pavement including miscellaneous walk repair, miscellaneous driveway repair and utility adjustments in W. Lincoln Ave. from S. 96 St. to S. 108 St. and portions of intersecting streets and levying special assessments against benefited properties.
- This Matter was Adopted on a Block Vote.**
54. [R-2005-0126](#) Resolution authorizing and directing the City Engineer to pay for sanitary sewer lateral repairs at 1404 South 57th Street in the amount of \$10,615.98.
- This Matter was Adopted on a Block Vote.**
55. [R-2005-0127](#) Resolution authorizing change orders in the total amount of \$10,825 to the Professional Service Contract of Kapur and Associates for Environmental and Design Services related to the partial demolition and reconstruction of the City's municipal waste incinerator building.
- This Matter was Adopted on a Block Vote.**
56. [2005-0175](#) We Energies communication reaffirming their policy to the City regarding use of and trespassing on their property or rights-of-way.
- This Matter was Placed on File on a Block Vote.**



57. [2005-0184](#) Communication from the Director of Public Works that all the reporting requirements mandated by the NR216 permit for the period ending March 31, 2005 have been met and are embodied in a report submitted to the Department of Natural Resources.

**This Matter was Approved on a Block Vote.**

58. [2005-0174](#) Downtown West Allis Business Improvement District communication extending their appreciation to the City of West Allis for the support of their Downtown activities in 2004, and announcing Sidewalk Sale/Community Days on Fridays, June 10, July 8 and August 19, 2005, to be held from 10:00 a.m. to 6:00 p.m. and requesting "No Parking" signs, street closures, barricades, stage flats, picnic tables and benches for those events.

**This Matter was Approved on a Block Vote.**

59. [2005-0191](#) Crawdaddy's Restaurant, Inc., John Vukelic, Agent, d/b/a Crawdaddy's, 6414 W. Greenfield Ave. requesting permission to utilize the pocket park located on the corner of S. 64 St. and W. Greenfield Ave., to celebrate their 10th anniversary on Sunday, May 15, 2005, including music, food and fun.

*Held in Public Works Committee during recess.*

#### **Passed The Block Vote**

**Aye:** 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

**No:** 0

#### **SAFETY & DEVELOPMENT COMMITTEE**

60. [O-2004-0052](#) Ordinance to amend the official West Allis Zoning Map by establishing a Planned Development District Commercial PDD-2 overlay for property located at 1710 S. 108 St. (Crestwood Bakery Property) pursuant to Sec. 12.61 of the West Allis Revised Municipal Code (Tax Key Number 449-9981-011)

*Held in Safety & Development Committee during recess.*

61. [R-2004-0353](#) Resolution approving a Planned Development District-Commercial PDD-2 between the City of West Allis and Shecterle Commercial Properties 2, LLC to establish a Planned Development Agreement for new construction of various retail commercial uses at 1710 S. 108 St., pursuant to Sec. 12.61 of the West Allis Revised Municipal Code.

**Attachments:** [PDD-Crestwood Commons-EXHIBIT A-12-21-04.rtf](#)  
[PDD-CrestwoodCommons-Agrmt 12-21-04.rtf](#)  
[PDD-CrestwoodCommonsExh C-12-21-04.rtf](#)

*Held in Safety & Development Committee during recess.*

62. [2004-0702](#) Request by Shecterle Enterprises, Inc. to establish a Planned Development District Commercial PDD-2 overlay district and Planned Development Agreement for the redevelopment of approximately 5.45 acres of land (Crestwood Bakery property) located at 1710 S. 108 St. for a commercial/retail development.  
(Tax Key No. 449-9981-011).

*Held in Safety & Development Committee during recess.*

63. [O-2005-0017](#) An Ordinance to Establish Parking Restrictions on the following West Allis Municipal Parking Lots: 63 Northeast, 64 Northeast and 64 Northwest.

**Sponsors:** Ald. Czaplewski and Ald. Vitale

**This Matter was Passed on a Block Vote.**

64. [2005-0173](#) Police Chief communication regarding City of West Allis crime statistics and major crime report for the month of February 2005.

*Held in Safety & Development Committee during recess.*

65. [2005-0194](#) Request by Shelby Visintin, d/b/a Sini Sini, LLC, for an ordinance amendment to Section 12.40 relative to permitting tanning and toning facilities within the C-1 Central Business District.

*Held in Safety & Development Committee during recess.*

66. [2005-0193](#) Special use application to establish a tanning and toning salon within a portion of the existing mixed-use property located at 7038-40-42 W. Greenfield Ave.  
(Tax Key number 440-0230-000).

*Held in Safety & Development Committee during recess.*

### **Public Hearing Items (Safety & Development Committee)**

67. [R-2005-0129](#) Resolution relative to determination of Special Use Application to establish a bartending academy/ school within the existing multi-tenant commercial property located at 8626 W. National Ave. (Tax Key No. 478-9994-001).

**This Matter was Adopted on a Block Vote.**

68. [2005-0083](#) Special use application to establish a bartending academy/school within the existing multi-tenant commercial property located at 8626 W. National Ave.  
(Tax Key number 478-9994-001).

**This Matter was Placed on File on a Block Vote.**

### **Passed The Block Vote**

**Aye:** 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

**No:** 0

### **LICENSE & HEALTH COMMITTEE**

13. [2004-0731](#) 2004-2005 Adult-Oriented Establishment License appl. no. 1 of Kathleen Rothen for premises located at 2727 S. 108 St.

*Denied based on location and distance requirements as listed in Section 9.28 of the ordinance.*

**This Matter was Denied on a Block Vote.**

14. [2004-0741](#) 2004-2005 Adult-Oriented Establishment Operator License appl. no. 1 of Kathleen Rothen.

*Denied based on no Adult-Oriented Establishment.*

**This Matter was Denied on a Block Vote.**

69. [2005-0183](#) Police Department communications regarding 2004-2005 Adult-Oriented Establishment appl. no. 1 of Kathleen M. Rothen, d/b/a Katie's Korner, 2727 S. 108 St. and 2005 Taxicab Driver License appl. no. 45 of Maheshinder S. Biring.

**This Matter was Placed on File on a Block Vote.**

70. [2005-0111](#) 2005 Taxicab Driver License appl. no. 45 of Maheshinder S. Biring.

*Denied based on the police report.*

**This Matter was Denied on a Block Vote.**

71. [2005-0170](#) 2005-2006 Used Vehicle Dealer License applications.

*License appl. nos. 35-37 granted.*

**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**

72. [2005-0171](#) 2005-2006 Mobile Home Park License renewal appl. no. 4 of Melvyn G. Feder, d/b/a Fairview Homes, located at 1021 S. 84 St. and 1022 S. 85 St.

**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**

73. [2005-0198](#) 2005-2006 Mobile Home Park License renewal appl. no. 5 of Thaddeus Derynda and Bernie Gallas, partners, (D&G Investments), d/b/a Mobile Estates of West Allis, located at 10401 W. Greenfield Ave.

**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**

74. [2005-0181](#) 2005-2006 Mobile Home Park License appl. no. 6 of James Davis, 1021 S. 84 St. and 1022 S. 85 St.

*Held in License & Health Committee during recess.*

75. [2005-0178](#) 2004-2005 and 2005-2006 Second Hand Dealer License applications.

*2004-2005 License appl. no. 54 and 2005-2006 License appl. nos. 1-12 granted.*

**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**

76. [2005-0179](#) 2005-2006 Pawn Dealer License applications.

*License appl. nos. 1-2 granted.*

**This Matter was Approved on a Block Vote.**

77. [2005-0180](#) 2004-2005 and 2005-2006 Precious Metal & Gem Dealer License applications.

*2004-2005 License appl. no. 9 and 2005-2006 License appl. nos. 1-4 granted.*

**This Matter was Approved on a Block Vote.**

78. [2005-0187](#) 2005-2006 Amusement Distributor's License application(s).  
*License appl. nos. 1-2 granted.*  
**This Matter was Approved on a Block Vote.**
79. [2005-0189](#) 2005 Taxicab Driver License applications.  
*License appl. no. 51 granted.*  
**This Matter was Approved on a Block Vote.**
80. [2005-0190](#) 2005-2006 Salvage & Recycling Center License applications.  
*License appl. nos. 1-2 granted.*  
**This Matter was Approved subject to the necessary requirement(s) on a Block Vote.**
81. [2005-0192](#) Appointment of new agent by Roaring Fork, LLC, d/b/a Q Doba Mexican Grill, 2831 S. 108 St. of David A. De Marco (2004-2005 Class B Beer License no. 6).  
*Held in License & Health Committee during recess.*
82. [2005-0199](#) Appointment of new agent by Stellas Bar & Grill, Inc., d/b/a Stellas, 6851 W. Beloit Rd., of Alejandro Deleon (2004-2005 Class B Tavern License no. 44 and Dance Hall License no. 31).  
*Held in License & Health Committee during recess.*
83. [2005-0196](#) 2004-2006 Package Goods Operator License applications.  
*License appl. nos. 46-47 granted.*  
**This Matter was Approved on a Block Vote.**
84. [2005-0197](#) 2004-2005 Special Class B Beer and Wine License application(s).  
*License appl. no. 35 granted.*  
**This Matter was Approved on a Block Vote.**
85. [2005-0169](#) 2004-2005 Tavern Operator License appl. no. 583 of Michael D. Kulas.  
*Held in License & Health Committee during recess.*
86. [2005-0188](#) 2004-2005 Tavern Operator License appl. no. 592 of Joy A. Fintak.  
*Held in License & Health Committee during recess.*
87. [2005-0200](#) 2004-2005 Tavern Operator License appl. no. 594 of Christopher A. Baudo.  
*Held in License & Health Committee during recess.*
88. [2005-0201](#) 2004-2006 Tavern Operator License appl. no. 341 of Jessica L. Schmidt.  
*Held in License & Health Committee during recess.*
89. [2005-0195](#) 2004-2005 and 2004-2006 Tavern Operator License applications.  
*2004-2005 License appl. nos. 584-591 & 593 and 2004-2006 License appl. nos. 337-340 & 343-345 granted.*  
**This Matter was Approved on a Block Vote.**

90. [2005-0202](#) Time Warner Cable communication regarding the statement of gross revenues from within the City of West Allis, Wisconsin, of Time Warner Cable of Southeastern Wisconsin, L.P. and the related audit opinion of Ernst & Young for the year ended December 31, 2004.

**This Matter was Placed on File on a Block Vote.**

**Passed The Block Vote**

Public Hearing Item (License & Health Committee)

91. [2005-0004](#) 2004-2005 Class B Tavern License appl. no. 135 of Fujiyama, LLC, Ren Feng, Agent, d/b/a Fujiyama Sushi & Hibachi for premises located at 2912-20 S. 108 St. (new-nonexisting location).

*Ald. Barczak commented on the criteria for exceeding the quota. He questioned the criteria in this case as it relates to rehabilitating a blighted or deteriorated building or putting a building on a vacant parcel of land. He mentioned the uncertainty of what happens to a liquor license once it is granted, and there are other liquor licenses available. He opposed exceeding the quota.*

*Ald. Weigel agreed with Ald. Barczak based on the City's ordinance. He indicated that the applicant should have come before the License & Health Committee prior to building a restaurant. Also, he stated that there are other licenses available. He opposed exceeding the quota.*

*Ald. Vitale commented on the development in the City and supported exceeding the quota.*

*The Common Council accepted the committee's recommendation for approval which was based on improving the tax base and having a greater economic impact upon the community.*

**A motion was made by Ald. Kopplin, seconded by Ald. Narlock, that this matter be Approved subject to the necessary requirement(s). The motion carried by the following vote:**

**Aye:** 8 - Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, and Vitale

**No:** 2 - Barczak, and Weigel

**ADVISORY COMMITTEE**

92. [R-2005-0123](#) Resolution opposing President Bush's proposed changes and reductions in CDBG funding and Section 8 Rental Assistance Program.

**This Matter was Adopted As Amended on a Block Vote.**

93. [2005-0182](#) Legislative Committee minutes for March 22, 2005.

**This Matter was Placed on File on a Block Vote.**

**Passed The Block Vote**

**Aye:** 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, 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 8:51 p.m., with the next regularly scheduled meeting to be held on April 19, 2005, at 7:00 p.m*

**A motion was made by Ald. Sengstock, seconded by Ald. Vitale, to adjourn at 8:51 p.m., with the next regularly scheduled meeting to be held on April 19, 2005, at 7:00 p.m. The motion carried.**

*/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.