



City of West Allis

Meeting Agenda

Common Council

7525 W. Greenfield Ave.
West Allis, WI 53214

Mayor Dan Devine, Chair
Alderson Thomas G. Lajsic, Council President
Aldersons: Gary T. Barczak, Michael J. Czaplewski, Michael P. May,
Cathleen M. Probst, Rosalie L. Reinke, Daniel J. Roadt, James W. Sengstock,
Vincent Vitale, and Martin J. Weigel

Tuesday, June 19, 2012

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2012-0120](#) Resolution relative to determination of Special Use Permit for Fusion Café, a proposed restaurant to be located within the multi-tenant building at 1427 S. 108 St.
Sponsors: Safety & Development Committee
2. [R-2012-0121](#) Resolution relative to determination of Special Use Permit for E and R Auto Repair, a proposed auto repair business to be located at 1910 S. 73 St.
Sponsors: Safety & Development Committee

E. CITIZEN PARTICIPATION

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

New and Previous Matters referred to Committees may be considered and acted upon by Committees during the Common Council recess. Unless otherwise announced during the meeting, the standing Committees of the Common Council will meet during recess in the following rooms and in the following order:

Room 118
Administration & Finance, Safety & Development, Advisory

Room 128
Public Works, License & Health

G. MISCELLANEOUS BUSINESS**Mayor's Report****Alderspersons Comments****H. AGENDA APPROVAL****I. APPROVAL OF MINUTES**

Minutes of the Common Council regular meeting of June 5, 2012.

J. ITEMS NOT REFERRED TO COMMITTEE

3. [2012-0351](#) Report of the Municipal Judge for the month of May 2012, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$114,079.15.
4. [2012-0302](#) American Family Insurance Group communication submitted on behalf of Gregory B. & Grosskreutz regarding vehicle damages allegedly sustained on April 14, 2012 at S. 94 Street and W. Lapham Street.
5. [2012-0322](#) Lagmann, Inc., Notice of Circumstances Giving Rise to Claim and Claim on behalf of Nancy Lynch.
6. [2012-0347](#) Mark Mattes communication regarding vehicle damages allegedly sustained at 1921 S. 56 St. on May 30, 2012.
7. [2012-0348](#) Jeffrey Elgeti communication regarding vehicle damages allegedly sustained at approximately S. 76 Street and W. Cleveland Ave. on June 12, 2012.

K. STANDING COMMITTEE REPORTS**LICENSE & HEALTH COMMITTEE**

Special meeting held on June 13, 2012. (Alds. Barczak and Sengstock excused).

8. [2012-0108](#) 2012-2013 Mobile Home Park License renewal application no. 290 of D&G Investments, Thaddeus J. Derynda and Bernie Gallas (Partners), d/b/a Mobile Estates of West Allis located at 10401 W. Greenfield Ave.

Unanimously recommended to be approved subject to necessary requirements.

9. [2012-0198](#) 2012-2013 Arcade License renewal application no. 1476 of CEC Entertainment, Inc., Kevin Mueller, Manager, d/b/a Chuck E. Cheese's #843 premises located at 2990 S. 108 St.

Unanimously recommended to be approved.

10. [2012-0289](#) 2012-2013 Tavern Operator License renewal application no. 13-489 of James F. Kassulke.

Unanimously recommended to be approved.

11. [2012-0300](#) 2012-2014 Tavern Operator License renewal application no. 14-145 of Brandyn J. Riek.

Unanimously recommended to be approved.

12. [2012-0258](#) 2012-2014 Tavern Operator License renewal application no. 14-81 of Melissa A. Soens.

Unanimously recommended to be approved.

13. [2012-0197](#) 2012-2014 Tavern Operator License renewal application no. 14-76 of Kelly A. Schey.

Unanimously recommended to be approved.

14. [2012-0304](#) 2012-2013 Class B Tavern License renewal application no. 1427, Dance Hall License renewal application no. 1428 and Instrumental Music License renewal application no. 1430 of Smokin' Joe's Pub, LLC, Kelly A. Schey, Agent, d/b/a Whammy Bar premises located at 6139 W. Beloit Rd. (new agent).

Unanimously recommended to be approved subject to necessary requirements.

15. [2011-0720](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2011-2012 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: November 18, 2011.).

Unanimously recommended to be placed on file.

16. [2012-0245](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2011-2012 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: April 2, 2012.)
Unanimously recommended to be placed on file.
17. [2012-0261](#) 2012-2013 Class B Tavern License renewal application no. 1301, Tavern Entertainment-Special renewal application no. 1302, and Dance Hall renewal application no. 1303 of Cugino's Entertainment, LLC, Dominic T. Lalicata, Agent, d/b/a RHINO for premises located at 9440 W. National Ave.
Unanimously recommended to be approved subject to necessary requirements.
18. [2012-0150](#) Police Department Report involving Las Palmas, 6007 W. Burnham St. (2011-2012 Class B Tavern License no. 1541, Dance Hall License no. 1543 and Instrumental Music License no. 1544 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, Incident Date: February 26, 2012).
Unanimously recommended to be placed on file.
19. [2012-0151](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 956, Tavern Entertainment-Special License no. 959, and Dance Hall License no. 958, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: March 1, 2012).
Unanimously recommended to be placed on file.
20. [2012-0226](#) 2012-2013 Tavern Operator License application no. 13-485 of Jill E. Holmes.
Unanimously recommended to be denied based on the police report.
21. [2012-0189](#) 2011-2013 Tavern Operator License application no. 13-465 of Kevin D. Murphy.
Unanimously recommended to be denied based on the police report.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

22. [2012-0352](#) Request from the Community Media Center requesting financial support from the City of West Allis of \$48,625 beginning July 1, 2012 and \$97,250 on an annual basis thereafter.
23. [2012-0328](#) Communication from City Administrative Officer relative to the 2013-2022 Ten Year Capital Improvement Program.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

24. [R-2012-0118](#) Resolution acknowledging the Common Council's support of the efficient financial management and operation of the City's Sanitary Sewer Utility and authorizing the Assistant City Engineer to submit the Compliance Maintenance Annual Report (CMAR) to the Wisconsin Department of Natural Resources.
Sponsors: Public Works Committee
25. [R-2012-0122](#) Resolution relative to accepting the proposal of North American Salt Co. for furnishing and delivering 5000 tons of deicing road salt for a total sum of \$255,150.00.
Sponsors: Public Works Committee
26. [R-2012-0123](#) Resolution to approve bid of Payne & Dolan, Inc. for the asphalt resurfacing of the pavement including the cracking and seating of the pavement with miscellaneous driveway and sidewalk repair, sanitary sewer, and utility adjustments in W. Mitchell Street from S. 108th Street to 860' West of S. 108th St., S. 88th Street from W. Lincoln Avenue to W. Arthur Place and S. Wollmer Road from W. Oklahoma Avenue to S. 108th Street in the City of West Allis in the amount of \$558,326.70.
Sponsors: Public Works Committee
27. [R-2012-0125](#) Resolution authorizing and directing the City Engineer to enter into a State/Municipal Agreement for a Highway Improvement Project with the Wisconsin Department of Transportation for the design, construction and other related work for the resurfacing of W. Greenfield Avenue from S. 106th Street to S. 101st Street.
Sponsors: Public Works Committee
28. [2012-0353](#) Communication from Director of Public Works/City Engineer regarding problems and delays with private property grass cutting and recommended changes.

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

29. [O-2012-0019](#) An Ordinance to Establish Parking Restrictions on the West Side of the North 120' of the 2300 Block of S. 91 St.
Sponsors: Thomas G. Lajsic
30. [R-2012-0124](#) Resolution approving the selection of Arcadis, AECOM, and Sigma for providing professional environmental services, preparation of demo specifications, and assistance with U.S. EPA and WIDNR grants for various properties and redevelopment projects.
Sponsors: Safety & Development Committee
31. [2012-0294](#) Special Use Permit for Burgess Car & Truck, a proposed auto repair facility to be located at 9018 W. Conrad Lane

Public Hearing Items (Safety & Development Committee)

32. [R-2012-0120](#) Resolution relative to determination of Special Use Permit for Fusion Café, a proposed restaurant to be located within the multi-tenant building at 1427 S. 108 St.
Sponsors: Safety & Development Committee
33. [2012-0271](#) Special Use Permit for Fusion Café, a proposed restaurant to be located within the multi-tenant building at 1427 S. 108 St.
34. [R-2012-0121](#) Resolution relative to determination of Special Use Permit for E and R Auto Repair, a proposed auto repair business to be located at 1910 S. 73 St.
Sponsors: Safety & Development Committee
35. [2012-0200](#) Special Use Permit for E and R Auto Repair, a proposed auto repair business to be located at 1910 S. 73 St.

LICENSE & HEALTH COMMITTEE**New Matters for Introduction**

36. [2012-0344](#) 2012-2013 Secondhand Jewelry Dealer License application no. 1877 of M.J.C. Inc., Michael J. Czaplowski, Agent, d/b/a Jewelry by M.J.C., for premises at 10923 W. Lincoln Ave.

37. [2012-0334](#) 2012-2013 Class B Tavern license renewal application no. 857, Dance Hall license renewal application no. 859 and Instrumental Music license renewal application no. 860 of Weigel's Hillcrest, Inc., Martin J. Weigel, Agent, d/b/a Benno's Genuine Bar & Grill, for premises located at 7413 W. Greenfield Ave.
38. [O-2012-0020](#) An Ordinance to Amend Section 9.02 to add Subsection (22) of the West Allis Revised Municipal Code Relating to Presence of Underage Persons On Specified Dates When No Alcohol Beverages Are Sold.
Sponsors: License & Health Committee
39. [O-2012-0021](#) Ordinance to Create Section 7.041 of the City of West Allis Revised Municipal Code Relating to Food Peddlers.
Sponsors: Martin J. Weigel
40. [2012-0350](#) Sandra King communication relative to Lele's Whiskey Corner, LLC, (2011-2012 Class B Tavern License application no. 1733 of Erwin C. Magritz, Agent, d/b/a Remedy Bar at premises located at 1309 S. 60 Street).
41. [2012-0346](#) 2012-2013 Class B Tavern Special Event Permit application no. 3 of Tap City, Inc., Mary M. Pakula, Agent, d/b/a Tap City USA, 7207 W. National Ave. (2012-2013 Class B Tavern License no. 650, Instrumental Music License no. 1510 and Dance Hall License no. 652) for a Hawaiian Luau from 2:00 p.m. to 10:00 p.m. to be held on July 28, 2012.
42. [2012-0339](#) Tavern Operator License applications.
43. [2012-0345](#) 2012-2014 Package Goods Operator License application(s).
44. [2012-0332](#) 2012-2013 Class A Beer License renewal application(s).
45. [2012-0333](#) 2012-2013 Combination Class A Liquor License renewal application(s).
46. [2012-0349](#) 2012-2013 Secondhand Article Dealer License application(s).
47. [2012-0331](#) 2012-2013 Class B Beer License renewal application(s).
48. [2012-0338](#) 2012-2013 Class B Tavern, Dance Hall, Instrumental Music, and Bowling Alleys License renewal applications.
49. [2012-0330](#) 2012-2013 Class C Wine License renewal application(s).

50. [2012-0337](#) 2012-2013 Class B Tavern License renewal application no. 742 of Crawdaddy's Restaurant, Inc., Jonathan Klug, Agent, d/b/a Crawdaddy's Restaurant located at 6414 W. Greenfield Ave. (new agent)
51. [2012-0336](#) 2012-2013 Class B Tavern License application no. 1876, of The Shop, LLC, Kelly Ann Huennekens, Agent, d/b/a The Shop, premises located at 8812 W. Greenfield Ave. (new-existing location).
52. [2012-0327](#) Police Department report regarding tavern violations/calls for service for the month of May 2012.
53. [2012-0323](#) Police Department Report involving Flappers, 7527 W. Becher St. (2011-2012 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: May 19, 2012).
54. [2012-0324](#) Police Department Report involving Randy's Neighbor's Inn, 6922 W. Becher St. (2011-2012 Class B Tavern License no. 784, Randal W. Katzuba, Incident Date: May 20, 2012).
55. [2012-0325](#) Police Department Report involving The Draft, 9105 W. Lincoln Ave. (2011-2012 Class B Tavern License no. 1821, Instrumental Music License no. 1822, and Dance Hall License no. 1823 of The Draft LLC, Paula K. Johnson, Agent, Incident Date: May 24, 2012).
56. [2012-0326](#) Police Department Report involving Dog House, 1641 S. 68 St. (2011-2012 Class B Tavern License no. 1759, Instrumental Music License no. 1761, and Dance Hall License no. 1760 of Janice Susan, LLC, Janice Susan Fazen, Agent, Incident Date: May 27, 2012)
57. [2012-0342](#) 2012-2013 Used Vehicle Dealer License application no. 1866 of Imperial Motors, LLC, Robert M. Woods, Agent, d/b/a Imperial Motors, for premises located at 7623 W. Greenfield Ave.
58. [2012-0343](#) 2012-2013 Amusement Distributor's License application no. 1854 and 2012-2013 Phonograph Distributor's License application no. 1855 of Lake States Vending, Inc., Chad R. Goeman, Agent, d/b/a Lake States Vending, Inc.
59. [2012-0340](#) 2012 Direct Sellers/Solicitors Permit application no. 44 of Brandon L. Brown.
60. [2012-0329](#) 2012-2013 Class B Beer License application no. 1863 and 2012-2013 Class C Wine License application no. 1864 of Yong's Fortune Corp., Yong Feng Lai, Agent, d/b/a Fortune Restaurant located at 2945 S. 108 St. (new-existing location).

61. [2012-0335](#) 2012-2013 Class B Tavern License application no. 1867 of DTR Enterprises LLC, Dean T. Ratas, Agent, d/b/a Studz Pub premises located at 6833 W. National Ave. (new-existing location).
62. [2012-0341](#) 2012-2013 Tavern Operator License application no. 13-496 of Samantha A. Lyons.

Previous Matters for Consideration

63. [2012-0288](#) 2012-2014 Tavern Operator License renewal application no. 14-143 of Danielle N. Nguyen.
64. [2012-0290](#) 2012-2013 Tavern Operator License renewal application no. 13-488 of Bonnie E. Bruno.
65. [2012-0267](#) 2012-2013 Cigarette License renewal application no. 1764 of Speedway LLC., Jon R. Lindstrom, Agent, d/b/a Speedway #2090 for premises located at 9130 W. Oklahoma Ave.

ADVISORY COMMITTEE

New Matters for Introduction

66. [2012-0319](#) Acting Manager of Finance/Comptroller requesting approval to destroy certain payroll and financial records. These records include payroll registers, journal entries, vouchers and back-up, and other miscellaneous records, all older than 7 years, in accordance with The City's records retention policy, noted in Section 1.09 of the West Allis Revised Municipal Code.
67. [2012-0354](#) Reappointment by Mayor Devine of Ms. Jamie Vallejo as a member of the West Allis Administrative Appeals Review Board, her two-year term to expire June 30, 2014.
68. [2012-0355](#) Reappointment by Mayor Devine of Rev. Susan Lockman as a member of the West Allis Ethics Board, her three-year term to expire June 1, 2015.
69. [2012-0356](#) Reappointment by Mayor Devine of Karen Mikolajewski as a member of the West Allis Library Board, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, her three-year to expire July 1, 2015.

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

O. ADJOURNMENT

All meetings of the Common Council 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.