



City of West Allis

Meeting Minutes

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, Kevin Haass,
Michael P. May, Cathleen M. Probst, Rosalie L. Reinke,
Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel*

Tuesday, February 17, 2015

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING (draft minutes)

A. CALL TO ORDER

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

B. ROLL CALL

Present 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boy Scout Troop 580.

D. PUBLIC HEARINGS

- 1. R-2015-0028** Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of W. Durham Ave. from S. 90 St. to S. Orleans Ave. by new concrete construction.

Sponsors: Public Works Committee

Explanation by Peter Daniels, Principal Engineer.

Appearances: None.

Public Hearing Held.

2. **O-2015-0016** Ordinance to amend Sections 12.06, 12.40, 12.41, 12.42 and 12.43 of the Revised Municipal Code relative to defining and permitting animal related uses including animal grooming, pet shops, kennels and veterinary clinics for the holding and care of animals uses.

Sponsors: Ald. Weigel and Ald. Probst

Explanation by John Stibal, Director of Development.

Appearances:

Linda Gatton, 2469 S. 80 St., commented on animal breeding, and the regulations and licensing of puppy mills. Ms. Gatton expressed her concerns that space will be added for pet stores.

Mary Thomas, 1214 S. 123 St., supported the ordinance. She addressed her concerns about pet stores.

Public Hearing Held.

E. CITIZEN PARTICIPATION

None.

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. MAYOR'S REPORT

Mayor Devine addressed the Crime Stoppers Bowl-A-Thon and the Friends of LaFollette "Empty Bowls" benefit. He thanked the West Allis Woman's Club for inviting him and the alderpersons to the "Celebrity Luncheon" - Gentlemen of the Community. Mayor Devine remarked on the one year anniversary of the passing of Police Department's Detective Stacy Napoli.

H. ALDERPERSON'S REPORT

Ald. Weigel welcomed a new business, Aggie's Bakery, to Downtown West Allis.

I. APPROVAL OF MINUTES

3. **2015-0090** Minutes (Draft) of the Common Council regular meeting of February 3, 2015.

Attachments: [020315 CC Minutes.Draft](#)

A motion was made by Ald. Lajsic, seconded by Ald. Reinke, that this matter be Approved. The motion carried unanimously.

J. ITEMS NOT REFERRED TO COMMITTEE

4. **2015-0119** Report of the Municipal Judge for the month of January 2015, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$115,297.50.

Attachments: [MJR Jan 2015](#)

This matter was **Placed on File on a Block Vote**

5. **2015-0089** Amended Summons and Complaint in the matter of Wilmington Savings Fund Society, FSB vs. Juvencio Cruz, et al. regarding foreclosure of mortgage, Case No. 2015CV000971.

Attachments: [Juvencio Cruz Amended S & C](#)

This matter was **Referred for Legal Action to the City Attorney on a Block Vote**

6. **2015-0093** WDJT TV Station communication regarding 2014 Personal Property taxes.

Attachments: [WEJT TV Station claim](#)

This matter was **Referred for Legal Action to the City Attorney on a Block Vote**

Passed The Block Vote

A motion was made by Ald. Probst, seconded by Ald. May, to approve all the actions on the preceding items on a Block Vote. The motion carried by the following vote:

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

A motion was made by Ald. Lajsic, seconded by Ald. Vitale, that the Council recess until completion of Committee meetings. The motion carried unanimously.

Thereupon, the Council took a recess at 7:25 p.m. Upon returning from recess at 8:39 p.m., and the roll call being taken, there were:

Present 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

M. NEW AND PREVIOUS MATTERS**ADMINISTRATION & FINANCE COMMITTEE**

7. **R-2015-0030** Resolution relative to accepting the sole source proposal of Assessment Technologies of WI, LLC for providing a Market Drive Software Upgrade for a total net sum of \$9,227.88.

Sponsors: Administration & Finance Committee

Attachments: [1267 Market Drive sole source](#)

The matter was Adopted on a Block Vote.

8. **R-2015-0033** Resolution relative to amending the City of West Allis Policies & Procedures Manual No. 1434, Compensation Benefits and Alternate Duty, under Human Resources.

Sponsors: Administration & Finance Committee

Attachments: [Policy 1434, Marked Copy](#)

The matter was Adopted on a Block Vote.

9. **R-2015-0039** Resolution establishing health and dental insurance funding levels for the plan year beginning March 1, 2015.

Sponsors: Administration & Finance Committee

Attachments: [Schedule A - Health & Dental Insurance Premiums](#)

The matter was Adopted, with the approval of Option 3A, on a Block Vote.

10. **2015-0094** Cahaba Safeguard Administrators, LLC communication regarding a mass layoff of approximately 100 employees at Lincoln Center III, 10150 W. National Ave., Suite 350. Layoff is expected to occur in three (3) phases the first February 6, 2015, second April 1, 2015 and the final May 31, 2015.

This matter was Placed on File on a Block Vote.

11. **2015-0110** Communication from City Administrator regarding request to fill an upcoming vacant part-time Librarian I position at the Public Library.

Attachments: [Letter re PT Librarian I position](#)

This matter was Approved on a Block Vote.

12. **2015-0112** Communication from the City Administrator regarding Executive Safety Committee's recommendation to implement an incentive for worker's compensation CT scan and X-Ray claims.

Attachments: [Exec Safety Cmte Meeting Minutes-1st Quarter 2015](#)

[Communication re WC CT Scan & X-Ray Claims](#)

[Contract for Medical Imaging](#)

This matter was Approved and Placed on File on a Block Vote.

13. **2015-0111** Communication from City Administrator transmitting Traffic Violation and Accident Reports for the period October 1, 2014 through December 31, 2014.
- Attachments:* [Traffic Violation & Accident Reports-Qtr4 2014](#)
- This matter was Placed on File on a Block Vote.**
14. **2008-0046** Robert C. Braun communication regarding damages allegedly sustained in early January 2008.
- This matter was Placed on File on a Block Vote.**
15. **2014-0805** David Krachtt communication regarding personal property damages allegedly sustained on November 14, 2014.
- Attachments:* [D Krachtt claim](#)
- This matter was Placed on File on a Block Vote.**
16. **2015-0011** Mary Aprahamian communication regarding property damages allegedly sustained at 6909 W. National Ave. on December 23, 2014.
- Attachments:* [Aprahamian property damages](#)
- This matter was Denied on a Block Vote.**
17. **2015-0018** Mark J. Voelz communication relative to vehicle damages allegedly sustained westbound at the intersection of W. Lincoln Ave. and W. National Ave. on December 3, 2014.
- Attachments:* [Claim Voelz veh dmg](#)
- This matter was Placed on File on a Block Vote.**

Passed The Block Vote

A motion was made by Ald. Vitale, seconded by Ald. May, to approve all the actions on the preceding items on a Block Vote. The motion carried unanimously.

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

PUBLIC WORKS COMMITTEE

18. **R-2015-0031** Resolution relative to accepting the proposal of Neenah Foundry Co. for furnishing and delivering cast iron manhole frames and covers for a total sum of \$77,713.00.

Sponsors: Public Works Committee

This matter was Adopted on a Block Vote.

19. **R-2015-0032** Resolution Granting a Privilege for Encroachment (Major) to Pullum Tairi and Pullum & Merita Tairi Living Trust for property located at 7028-36 West Greenfield Avenue (Tax Key No. 440-0231-000).

Sponsors: Public Works Committee

This matter was Adopted on a Block Vote.

20. **R-2015-0036** Resolution authorizing the Director of Public Works/City Engineer to sign a Memorandum of Understanding extending the City's partnership with other Milwaukee Water Works wholesale customers for the purpose of paying the City's share of fees associated with the cooperative hiring of Short Elliott Hendrickson and other appropriate firms/consultants to advance joint concerns and protect common interests with regard to the Wisconsin Public Service Commission rate order for the Milwaukee Water Works.

Sponsors: Public Works Committee

This matter was Adopted on a Block Vote.

21. **2015-0087** Communication from Principal Engineer regarding the 2016-2020 Capital Improvement Paving Program.

Attachments: [COMM-2015-0087 Map](#)
[COMM-2015-0087 CIP SPREADSHEET](#)
[COMM-2015-0087](#)

This matter was Approved on a Block Vote

22. **R-2015-0028** Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of W. Durham Ave. from S. 90 St. to S. Orleans Ave. by new concrete construction.

Sponsors: Public Works Committee

This matter was Adopted on a Block Vote.

- 23. R-2015-0029** Final Resolution authorizing public improvement by new concrete construction in W. Durham Ave. from S. 90 St. to S. Orleans Ave. and levying special assessments against benefited properties.

Sponsors: Public Works Committee

This matter was Adopted on a Block Vote.

Passed The Block Vote

A motion was made by Ald. Barczak, seconded by Ald. Reinke, to approve all the actions on the preceding items on a Block Vote. The motion carried by the following vote:

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

- 24. O-2015-0013** An Ordinance to Amend Subsection 10.105 of the West Allis Revised Municipal Code Relating to All Night Parking.

Sponsors: Ald. Barczak and Ald. Probst

This matter was Placed on File on a Block Vote.

- 25. R-2015-0037** Resolution to Impose a Moratorium on Secondhand Article Dealers, as defined in Section 9.15 of the Revised Municipal Code.

Sponsors: Ald. Probst and Ald. Reinke

This matter was Adopted on a Block Vote.

- 26. R-2015-0038** Resolution approving the termination and release of the Development Agreement between the City of West Allis and CenterPoint Properties Trust, relative to the property located at 6736 W. Washington St.

Sponsors: Safety & Development Committee

Attachments: [Termination & Release of Development Agrmnt Form](#)

This matter was Adopted on a Block Vote.

27. **O-2015-0016** Ordinance to amend Sections 12.06, 12.40, 12.41, 12.42 and 12.43 of the Revised Municipal Code relative to defining and permitting animal related uses including animal grooming, pet shops, kennels and veterinary clinics for the holding and care of animals uses.

Sponsors: Ald. Weigel and Ald. Probst

Held in Safety & Development Committee during recess.

Passed The Block Vote

A motion was made by Ald. Lajsic, seconded by Ald. May, to approve all the actions on the preceding items on a Block Vote. The motion carried by the following vote:

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

LICENSE & HEALTH COMMITTEE

28. **O-2015-0014** An Ordinance to Repeal and Recreate Subsections 7.12(1) and (2) of the City of West Allis Revised Municipal Code Relating to the Keeping of Animals.

Sponsors: Ald. Probst

This matter was Passed on a Block Vote

29. **O-2015-0015** Ordinance to Amend Subsections 9.13(2), (2)(b), (4)(a), (4)(b), (11), (12), and (13) and to Create Subsections 9.13(14)-(19) of the City of West Allis Revised Municipal Code Relating to Salvage and Recycling Centers.

Sponsors: Ald. Czaplewski

This matter was Passed on a Block Vote

30. **2015-0114** Findings and Recommendations in the Matter of the Complaint Against Deanatony, Inc., d/b/a Cold Stone Creamery, for premises located at 2935 S. 108 St. (2014-2015 Food Permit renewal application).

This matter was Approved on a Block Vote

31. **2015-0066** Summons and Complaint in the matter of the complaint against Deanatony, Inc., Anthony B. Volpe, for the premises located at 2935 S. 108 St., d/b/a Cold Stone Creamery (2014-2015 Food-Related Permit).

Attachments: [Cold Stone Creamery Summons 1-27-15](#)

[Cold Stone Creamery Complaint 1-27-15](#)

This matter was Placed on File on a Block Vote.

- 32. 2015-0120** 2014-2015 Used Vehicle Dealer License application(s).
License application no. 2173 granted.
This matter was Approved subject to the necessary requirement(s) on a Block Vote.
- 33. 2015-0118** 2014-2015 Secondhand Article Dealer License application(s).
License application nos. 2171 and 2174 granted.
This matter was Approved subject to the necessary requirement(s) on a Block Vote.
- 34. 2015-0109** Operator's License (bartender/sales clerk) applications.
2014-2015 License application nos. 566-567, 569 and 570 granted.
2014-2016 License application nos. 262 and 263 granted.
This matter was Approved on a Block Vote
- 35. 2015-0117** 2014-2015 Special Class B Beer and Wine License application(s).
License application no. 15 granted.
This matter was Approved on a Block Vote.
- 36. 2015-0115** 2014-2015 Class A Beer License application no. 2149 of Beechers Quick Stop Spot LLC, Charline Hart, Agent, d/b/a The Corner Spot, for premises located at 2079 S. 69 St. (new-existing location).

This matter was Approved subject to the necessary requirement(s) on a Block Vote.
- 37. 2015-0099** Police Department report regarding tavern violations/calls for service for the month of January 2015.

Attachments: [Police Dept. Report January 2015](#)

This matter was Placed on File on a Block Vote
- 38. 2015-0101** Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2014-2015 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: December 30, 2014).

This matter was Placed on File on a Block Vote
- 39. 2015-0102** Police Report involving Six Points Pub & Grille, 6200 W. Greenfield Ave. (2014-2015 Class B Tavern License no. 863, Dance Hall License no. 865, and Instrumental Music License no. 866 of Escape Horse Inn, LLC, Douglas M. Ross, Agent, Incident Date: January 2, 2015).

This matter was Placed on File on a Block Vote

- 40. 2015-0103** Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: January 10, 2015).
Held in License & Health Committee during recess.
- 41. 2015-0104** Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: January 18, 2015).
Held in License & Health Committee during recess.
- 42. 2015-0105** Police Department Reports involving Quencher's, 7731 W. Becher St. (2014-2015 Class B Tavern License no. 2082 of Ryan Lars, LLC, Ryan M. Larscheidt, Agent, Incident Date: January 18, 2015).
This matter was Placed on File on a Block Vote
- 43. 2015-0107** Police Department Report involving Guzzler's Sports Lounge, 7408 W. Walker St. (2014-2015 Class B Tavern License no. 2144, Dance Hall License no. 2145, and Instrumental Music License no. 2146 of Guzzler's Sports Lounge, LLC, Eric G. Millard, Agent, Incident Date: January 30, 2015).
This matter was Placed on File on a Block Vote
- 44. 2015-0108** Police Department Report regarding violation of the Wisconsin Indoor Clean Air Act Smoking Ban (2014-2015 Class B Tavern License no. 2071 of Jeffrey K. Lau, d/b/a 57 Bar, 5632 W. Burnham St., Incident Date: January 31, 2015, 1st Offense).
This matter was Placed on File on a Block Vote
- 45. 2015-0044** 2014-2015 Operator's License (bartender/sales clerk) application no. 15-556 for Ian J. Laurich.
This matter was Denied based upon two (2) nonappearances on a Block Vote.
- 46. 2015-0042** 2014-2015 Operator's License (bartender/sales clerk) application no. 15-557 for Caleb S. Fox.
This matter was Denied based upon two (2) nonappearances on a Block Vote.
- 47. 2015-0068** 2014-2015 Operator's License (bartender/sales clerk) application no. 15-562 for Alyssa C. Kopecky.
Held at the License & Health Committee special meeting of February 17, 2015.

49. 2015-0096 Department of Revenue Field Report from January 23, 2015 regarding 3M Management, LLC, (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063 and Instrumental Music License no. 2064, Melissa M. Martin, Agent, d/b/a M&M's Sports Bar, 1900 S. 60 St.).

Attachments: [DOR Field Report 3M Mngmnt 1-23-15](#)
[DOR 3M Mngmnt photograph 1-23-15](#)
[DOR 3M Mngmnt photographs 1-23-15](#)
[DOR Property Receipts 3M Mngmnt 1-23-15](#)

Held at the License & Health Committee special meeting of February 17, 2015.

50. 2015-0106 Police Department Report involving M & M's Sports Bar, 1900 S. 60 St. (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, and Instrumental Music License no. 2064) of 3M Management, LLC, Melissa M. Martin, Agent, Incident Date: January 23, 2015).

Held at the License & Health Committee special meeting of February 17, 2015.

51. 2015-0071 Request from Melissa Martin, to amend the Plan of Operation for M&M's Sports Bar, to allow a Tavern Entertainment License and a DJ and karaoke for the current Instrumental Music License.

Held at the License & Health Committee special meeting of February 17, 2015.

Passed The Block Vote

A motion was made by Ald. Czaplewski, seconded by Ald. Barczak, to approve all the actions on the preceding items on a Block Vote. The motion carried by the following vote:

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

48. 2015-0092 2014-2015 Operator's License (bartender/sales clerk) application no. 15-565 for Michael L. Erickson, Jr.

A motion was made by Ald. Czaplewski, seconded by Ald. Probst, that this matter was Denied based on police report. The motion carried by the following vote:

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Vitale, and Ald. Weigel

No: 1 - Ald. Roadt

ADVISORY COMMITTEE

52. 2015-0091 Chief of Police communication requesting permission to destroy certain records.

Attachments: [Police Chief communication](#)

This matter was Approved and Placed on File on a Block Vote.

53. 2015-0098 City Attorney's communication requesting approval for destruction of records in the City Attorney's Office.

Attachments: [ltr-Destruction of Records2.2015](#)
[Listing Of Boxes to Be Destroyed2.2015](#)

This matter was Approved and Placed on File on a Block Vote.

54. 2015-0113 Notification of appointments to the West Allis Community Improvement Foundation, Inc.

Attachments: [WACIF Board Appointments](#)

This matter was Approved on a Block Vote.

55. 2015-0121 Reappointments by Mayor Devine to the West Allis Community Celebrations Committee of Ald. Rosalie Reinke, Dianne Eineichner, Mark Ellington, Mary Cay Freiberg, and Jerry Kucharski, their three-year terms to expire December 31, 2017.

Attachments: [Reinke Appointment Letter](#)
[Eineichner Appointment Letter](#)
[Freiberg Appointment Letter](#)
[Kucharski Appointment Letter](#)
[Ellington Appointment Letter](#)

This matter was Approved on a Block Vote.

56. 2015-0122 Appointment by Mayor Devine of Rebecca Grill as the City Administrator representative to the West Allis Community Celebrations Committee.

Attachments: [Grill Appointment Letter](#)

This matter was Approved on a Block Vote.

Passed The Block Vote

A motion was made by Ald. Reinke, seconded by Ald. Probst, to approve all the actions on the preceding items on a Block Vote. The motion carried by the following vote:

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

N. ADJOURNMENT

A motion was made by Ald. Lajsic, seconded by Ald. Vitale, to adjourn at 8:46 p.m., with the next regularly scheduled meeting to be held on March 3, 2015, at 7:00 p.m. The motion carried unanimously.

/s/Monica Schultz
City Clerk