



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### Common Council

*Mayor Dan Devine, Chair*

*Alderson James W. Sengstock, Council President*

*Aldersons: 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*

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Tuesday, September 20, 2011

7:00 PM

City Hall Common Council Chambers

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### REGULAR MEETING

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#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

1. [R-2011-0175](#) Resolution Relative to the Vacation and Discontinuance of a Public Alley East of South 106th Street Between West Washington Street and West Madison Street.  
**Sponsors:** Public Works Committee
  
2. [R-2011-0207](#) Resolution relative to determination of Special Use Permit for La Parihuela Peruvian Restaurant to establish a restaurant located at 9039 W. National Ave. with outdoor dining as an extension of premises.  
**Sponsors:** License & Health Committee and Safety & Development Committee
  
3. [O-2011-0065](#) Ordinance to amend the official West Allis Zoning Map by rezoning 57\*\* W. Beloit Rd. (Tax Key No. 455-0044-000) from C-2 Community Commercial District to P-1 Park District.  
**Sponsors:** Safety & Development Committee
  
4. [O-2011-0066](#) Ordinance to amend the official West Allis Zoning Map by rezoning Honey Creek Cemetery, 19\*\* S. 84 St. (Tax Key No. 478-9999-000) from C-2 Neighborhood Commercial District and RB-2 Residence District to P-1 Park District.  
**Sponsors:** Safety & Development Committee

5. [O-2011-0067](#) Ordinance to amend the official West Allis Zoning Map by rezoning Kopperud Park/west located at 7600 W. Pierce St. (Tax Key No. 441-0001-001) zoned RB-2, residential and Kopperud Park/east located at 8\*\* S. 76 St. (Tax Key No. 440-0002-004) from M-1 Manufacturing District, both to P-1, Park District.  
**Sponsors:** Safety & Development Committee
6. [O-2011-0068](#) Ordinance to amend the official West Allis Zoning Map by rezoning Radtke Park, 16\*\* S. 84 St. (Tax Key No. 452-0438-002) from C-2 Neighborhood Commercial District to P-1 Park District.  
**Sponsors:** Safety & Development Committee
7. [O-2011-0069](#) Ordinance to amend the official West Allis Zoning Map by rezoning North Greenfield Railroad Station Park located at 81\*\* W. National Ave. (Tax Key No. 452-9999-004) from C-2, Neighborhood Commercial District to P-1, Park District.  
**Sponsors:** Safety & Development Committee
8. [R-2011-0196](#) Resolution approving the sale of approximately 6.5 acres of City-owned property located at 7205-7333 W. Beloit Rd., 2521-2529 S. 72 St., 7216-7312 W. Dreyer Pl., and 7211-7341 W. Dreyer Pl.  
**Sponsors:** Public Works 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 September 6, 2011.*

**J. ITEMS NOT REFERRED TO COMMITTEE**

- 9. [2011-0548](#) Report of the Municipal Judge for the month of August 2011, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$97,416.20.
- 10. [2011-0567](#) Mr. Robert C. Braun Notice of Claim for Damages and Demand for Relief relative to an incident on September 3, 2011 in front of West Allis City Hall.

**K. STANDING COMMITTEE REPORTS**

*None.*

**L. COMMON COUNCIL RECESS**

**M. NEW AND PREVIOUS MATTERS**

**ADMINISTRATION & FINANCE COMMITTEE**

**New Matters for Introduction**

- 11. [R-2011-0199](#) Resolution to approve Memorandum of Understanding by and between The City of West Allis and the Governmental Agencies comprising the Milwaukee High Intensity Drug Trafficking Area for certain purchasing and fiscal agent services.  
**Sponsors:** Administration & Finance Committee
- 12. [R-2011-0200](#) Resolution approving an Action Plan for Fiscal Year 2012 relative to the Community Development Block Grant (CDBG) Program.  
**Sponsors:** Administration & Finance Committee

13. [R-2011-0198](#) Resolution to approve the Year 2012 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Preliminary).
- Sponsors:** Administration & Finance Committee

### City Attorney Claim Report

14. [2011-0373](#) Progressive Northern Insurance Company communication on behalf of Peter McCabe relative to vehicle damage allegedly sustained on April 6, 2011 at 715 S. 108 Street. Claim No. 111714095.
- City Attorney recommended to be paid and placed on file.*
15. [2011-0418](#) Scott & Deb Philipps communication regarding vehicle damages allegedly sustained westbound on W. Greenfield Ave. about S. 116 St. on June 20, 2011.
- City Attorney recommended to be denied.*
16. [2010-0279](#) Summons and Complaint in the matter of Harris NA Successor in interest to Community Bank Group. vs. Joseph Hoffman, et al., regarding foreclosure of mortgage, Case No. 09CV010237.
- City Attorney recommended to be placed on file.*
17. [2011-0068](#) Second Amended Summons and Complaint in the matter of Harris N.A. successor in interest to Community Bank Group vs. Joseph Hoffman, et al., regarding foreclosure of mortgage, Case No. 09CV10237.
- City Attorney recommended to be placed on file.*
18. [2011-0402](#) Allstate Property and Casualty Insurance Company Subrogation Claim Notice on behalf of Steven Wesolowski for vehicle damages allegedly sustained on March 25, 2011 on W. Greenfield Ave. and Hwy 894/45. Claim No. 0196551634 ART.
- City Attorney recommended to be paid and placed on file.*

### PUBLIC WORKS COMMITTEE

#### New Matters for Introduction

19. [O-2011-0064](#) An Ordinance to Create Section 6.08 of the Revised Municipal Code Relating to Carrying Weapons in City-Owned Public Buildings.
- Sponsors:** Public Works Committee

20. [R-2011-0201](#) Resolution to approve bid of Winding Roofing Co., Inc. for roof replacement at the West Allis City Hall located at 7525 West Greenfield Avenue in the City of West of West Allis in the amount of \$171,330.00.
- Sponsors:** Public Works Committee
21. [R-2011-0202](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of alleys between S. 59 St. - S. 60 St.: W. Grant St. to W. Lincoln Ave.; S. 58 St. - S. 59 St.: W. Rogers St. to W. Mobile St.; S. 60 St. - S. 61 St.: W. Lapham St. to W. Mitchell St.; S. 62 St. - S. 63 St.: W. Beloit Rd. to W. Grant St.; S. 65 St. - S. 66 St.: W. Lapham St. to W. Mitchell St.; S. 59 St. - S. 60 St.: W. Rogers St. to W. Mobile St.; S. 61 St. - S. 62 St.: W. Lapham St. to W. Mitchell St.; S. 63 St. - S. 64 St.: W. Lapham St. to W. Mitchell St.; S. 69 St. - S. 70 St.: W. National Ave. to W. Mitchell St.; S. 78 St. - S. 79 St.: W. Hicks St. to W. Rogers St.; S. 77 St. - S. 78 St.: W. Grant St. to W. Lincoln Ave. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay and storm underdrain.
- Sponsors:** Public Works Committee
22. [R-2011-0194](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 56 St. from North of W. Walker St. to W. National Ave. and portions of intersecting streets by concrete reconstruction, new driveway approaches, miscellaneous sidewalk repair, storm sewer, storm sewer relay, sanitary sewer, sanitary sewer relay, water main, water main relay, building services and utility adjustments.
- Sponsors:** Public Works Committee
23. [R-2011-0203](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Schlinger Ave. from S. 84 St. to S. 92 St.; W. Cleveland Ave. from S. 101 St. to W. National Ave.; S. 88 St. from W. Lincoln Ave. to W. Arthur Place, and portions of intersecting streets by major asphalt resurfacing, miscellaneous sidewalk repair, miscellaneous driveway repair and utility adjustments.
- Sponsors:** Public Works Committee
24. [R-2011-0204](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Washington St. from S. 70 St. to S. 77 St. and portions of intersecting streets by concrete reconstruction, new driveway approaches, miscellaneous sidewalk repair, storm, sanitary and water main relays, building services and utility adjustments.
- Sponsors:** Public Works Committee
25. [R-2011-0205](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. Wollmer Rd. from W. Oklahoma Ave. to S. 108 St. by concrete pavement repair and utility adjustments.
- Sponsors:** Public Works Committee

**Public Hearing Items (Public Works Committee)**

26. [R-2011-0175](#) Resolution Relative to the Vacation and Discontinuance of a Public Alley East of South 106th Street Between West Washington Street and West Madison Street.  
**Sponsors:** Public Works Committee
27. [R-2011-0196](#) Resolution approving the sale of approximately 6.5 acres of City-owned property located at 7205-7333 W. Beloit Rd., 2521-2529 S. 72 St., 7216-7312 W. Dreyer Pl., and 7211-7341 W. Dreyer Pl.  
**Sponsors:** Public Works Committee

**SAFETY & DEVELOPMENT and LICENSE & HEALTH COMMITTEES****New Matters for Introduction**

28. [R-2011-0206](#) Resolution to amend R-2010-0178 relative to the hours of operation for the outdoor deck at Hero's Sports Bar located at 9105 W. Lincoln Ave.  
**Sponsors:** License & Health Committee and Safety & Development Committee

**Public Hearing Items (Safety & Development and License & Health Committees)**

29. [R-2011-0207](#) Resolution relative to determination of Special Use Permit for La Parihuela Peruvian Restaurant to establish a restaurant located at 9039 W. National Ave. with outdoor dining as an extension of premises.  
**Sponsors:** License & Health Committee and Safety & Development Committee
30. [2011-0540](#) Special Use Permit for La Parihuela Peruvian Restaurant to establish a restaurant located at 9039 W. National Ave. with outdoor dining as an extension of premises.

**SAFETY & DEVELOPMENT COMMITTEE****Previous Matters for Consideration**

31. [O-2010-0008](#) An Ordinance to Create Subsection 12.16(13)(e) of the West Allis Revised Municipal Code Relating to Grounds for Termination of a Special Use.  
**Sponsors:** Safety & Development Committee

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

32. [O-2011-0065](#) Ordinance to amend the official West Allis Zoning Map by rezoning 57\*\* W. Beloit Rd. (Tax Key No. 455-0044-000) from C-2 Community Commercial District to P-1 Park District.  
**Sponsors:** Safety & Development Committee
33. [O-2011-0066](#) Ordinance to amend the official West Allis Zoning Map by rezoning Honey Creek Cemetery, 19\*\* S. 84 St. (Tax Key No. 478-9999-000) from C-2 Neighborhood Commercial District and RB-2 Residence District to P-1 Park District.  
**Sponsors:** Safety & Development Committee
34. [O-2011-0067](#) Ordinance to amend the official West Allis Zoning Map by rezoning Kopperud Park/west located at 7600 W. Pierce St. (Tax Key No. 441-0001-001) zoned RB-2, residential and Kopperud Park/east located at 8\*\* S. 76 St. (Tax Key No. 440-0002-004) from M-1 Manufacturing District, both to P-1, Park District.  
**Sponsors:** Safety & Development Committee
35. [O-2011-0068](#) Ordinance to amend the official West Allis Zoning Map by rezoning Rattke Park, 16\*\* S. 84 St. (Tax Key No. 452-0438-002) from C-2 Neighborhood Commercial District to P-1 Park District.  
**Sponsors:** Safety & Development Committee
36. [O-2011-0069](#) Ordinance to amend the official West Allis Zoning Map by rezoning North Greenfield Railroad Station Park located at 81\*\* W. National Ave. (Tax Key No. 452-9999-004) from C-2, Neighborhood Commercial District to P-1, Park District.  
**Sponsors:** Safety & Development Committee

## LICENSE & HEALTH COMMITTEE

### New Matters for Introduction

37. [2011-0542](#) 2011-2012 Tavern Operator License application no. 12-321 of Dylan R. Weigel.
38. [2011-0544](#) 2011-2012 Tavern Operator License application no. 12-328 of Colleen M. Santner.
39. [2011-0545](#) 2011-2012 Tavern Operator License application no. 12-329 of Sarah R. Powless.
40. [2011-0546](#) 2011-2013 Tavern Operator License application no. 13-384 of Dustin J. Daley.
41. [2011-0547](#) 2011-2013 Tavern Operator License application no. 13-388 of James E. Adams.

42. [2011-0543](#) Tavern Operator License applications.
43. [2011-0569](#) 2011-2012 Class B Beer and Wine License application(s).
44. [2011-0549](#) Police Department report regarding tavern violations/calls for service for the month of July 2011 and August 2011.
45. [2011-0551](#) Police Department Report involving The Drunken Duck, 5906 W. Burnham Ave., (2011-2012 Class B Tavern License no. 1743 and Instrumental Music License no. 1788 of Beer Garden Entertainment, LLC, Lindsey Anne Guillermo, Agent, Incident Date: August 11, 2011).
46. [2011-0552](#) Police Department Report involving The Alibi Tavern, 6540 W. Grant St. (2011-2012 Class B Tavern License no. 1663 of Alibi Taverns, LLC, Patrick R. Kosidowski, Agent, Incident Date: August 13, 2011).
47. [2011-0553](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2011-2012 Class B Tavern License no. 637, Dance Hall License no. 640 and Instrumental Music License no. 644 of Magoos of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Dates: July 31, and August 13, 2011).
48. [2011-0554](#) Police Department Report involving G R's National Pub, 6827 W. National Ave. (2011-2012 Class B Tavern License no. 1613, Dance Hall License no. 1615, and Instrumental Music License no. 1614 of Guy M. Robb, LLC, Guy M. Robb, Agent, Incident Dates: August 7, and August 21, 2011).
49. [2011-0555](#) 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. Bombback & Lonnie D. Bald, Partners, Incident Date: August 27, 2011).
50. [2011-0556](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2011-2012 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 17, 2011).
51. [2011-0557](#) Police Department Report involving Lois's Derby, 1430 S. 81 St. (2011-2012 Class B Tavern License no. 682 and Dance Hall License no. 684, Lois McHugh, Incident Date: August 15, 2011).
52. [2011-0558](#) Police Department Report involving Sportz Medicine II, 7731 W. Becher St. (2011-2012 Class B Tavern License no. 1453, Dance Hall License no. 1455 and Instrumental Music License no. 1774 of Sportz Medicine, LLC, John J. Biwer, Agent, Incident Dates: two (2) on August 11, and August 29, 2011).

53. [2011-0559](#) 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: July 26, 2011).
54. [2011-0560](#) Police Department Report involving Danny's Lounge, 1900 S. 60 St. (2011-2012 Class B Tavern License no. 1738, Dance Hall License no. 1740 and Instrumental Music License no. 1739 of Danny's Entertainment, Inc, Daniel R. Seiy, Agent, Incident Dates: August 12, and August 13, 2011).
55. [2011-0561](#) Police Department Report involving Walk-Her-Inn, 900 S. 74 St. (2011-2012 Class B Tavern License no. 1538 and Dance Hall License no. 1540, Diane D. Plumeri, Incident Dates: August 14, and August 22, 2011).
56. [2011-0562](#) Police Department Reports involving Wild Bill's Saloon, 1454 S. 92 St. (2011-2012 Class B Tavern License no. 789 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Dates: August 28, and August 31, 2011).
57. [2011-0563](#) Police Department Report involving HD Hideout, 6201 W. Mitchell St. (2011-2012 Class B Tavern License no. 733, Dance Hall License no. 735 and Pool Table-Billiards License no. 1793, HD Hideout, Inc., Carol A. Karabelas, Agent, Incident Date: August 27, 2011).
58. [2011-0564](#) Police Department Report involving 6500 Bar & Grill, 6500 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 1642, Dance Hall License no. 1644 and Instrumental Music License no. 1643 of 6500 Bar, LLC, Susan C. Jesion, Agent, Incident Date: August 8, 2011).
59. [2011-0565](#) Police Department Report regarding August 29, 2011 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with one (1) selling alcohol to an underage person without requesting identification (2011-2012 Combination Class A Liquor License no. 1080 of Dilneet Corporation, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave.).
60. [2011-0568](#) Summons and Complaint in the matter of the complaint against International Development, LLC, Joshua J. Johnson, Agent, for the premises located at 9105 W. Lincoln Ave., d/b/a Hero's Sports Pub & Grill (2011-2012 Class B Tavern License no. 1705, Dance Hall License no. 1728 and Instrumental Music License no. 1727).
61. [2011-0550](#) Police Department Reports involving Hero's Sports Pub & Grill, 9105 W. Lincoln Ave. (2011-2012 Class B Tavern License no. 1705, Dance Hall License no. 1728 and Instrumental Music License no. 1727 of International Development, LLC, Joshua J. Johnson, Agent, Incident Dates: July 16, July 20, July 24, July 30, July 31, August 6, August 7, August 27, and August 28, 2011).

### Previous Matters for Consideration

62. [2011-0514](#) Police Department Reports involving Hero's Sports Pub & Grill, 9105 W. Lincoln Ave. (2011-2012 Class B Tavern License no. 1705, Dance Hall License no. 1728 and Instrumental Music License no. 1727 of International Development, LLC, Joshua J. Johnson, Agent, Incident Dates: July 8, 2011, July 10, 2011, two (2) on July 24, 2011 and August 14, 2011).

### **ADVISORY COMMITTEE**

#### **New Matters for Introduction**

63. [2011-0570](#) Communication from City Assessor regarding Electronic Assessment Data Notification.

### **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.