



City of West Allis

Meeting Agenda

Common Council

7525 W. Greenfield Ave.
West Allis, WI 53214

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*

Tuesday, April 17, 2007

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2007-0109](#) Resolution relative to determination of Special Use Permit Application for Snap Fitness, a proposed fitness center to be located within the first floor commercial space of The Berkshire, a mixed-use building located at 6405-95 W. Greenfield Ave. (Tax Key Nos. 454-0635-001 and 454-0636-000)

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**Alderpersons Comments****H. AGENDA APPROVAL****I. APPROVAL OF MINUTES**

Minutes of the Common Council regular meeting and the Special Joint Meeting of the Common Council and Community Development Authority of April 3, 2007.

J. ITEMS NOT REFERRED TO COMMITTEE

2. **2007-0201** Reports of the Municipal Judge for the months of September and October 2006 and March 2007. Total amount of fines and costs collected in September 2006 was \$79,301.50, \$90,781.93 in October 2006, and \$134,480.23 in March 2007.
3. [2007-0182](#) Thomas and Cindy Rutz communication regarding property damage allegedly sustained at 1440 S. 90 St. on April 3, 2007.
4. [2007-0191](#) Patricia R. Oertel communication regarding vehicle damage allegedly sustained on March 29, 2007.
5. [2007-0193](#) Mr. and Mrs. David Elertson communication regarding the water bill received in November 2006 for the property at 2342 S. 100 St.

K. STANDING COMMITTEE REPORTS.

None.

L. Motion for reconsideration of the vote that was moved and seconded on April 3, 2007 regarding the following claim:

6. [2007-0052](#) Jim Henry communication regarding property damage allegedly sustained at 9141 W. National Ave. on December 28, 2006.

M. COMMON COUNCIL RECESS**N. NEW AND PREVIOUS MATTERS**

ADMINISTRATION & FINANCE COMMITTEE

7. [O-2007-0010](#) An Ordinance to amend Ordinance No. 6634 establishing the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional, and Supervisory Service of the City of West Allis for the years 2002-2005 (Finance Supervisor).
Sponsors: Administration & Finance Committee
8. [O-2007-0011](#) An Ordinance to amend Ordinance No. O-2006-0044 establishing the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional, and Supervisory Service of the City of West Allis for the years 2006-2007 (Assistant City Attorney III, IT Manager, Finance Supervisor).
Sponsors: Administration & Finance Committee
9. [O-2007-0003](#) A Charter Ordinance to repeal Charter Ordinance No. 18 and provide a referendum on the issuance of General Obligation Bonds for specified municipal purposes.
Sponsors: Administration & Finance Committee
10. [R-2007-0105](#) Resolution Authorizing the Sale of Approximately \$5,000,000 General Obligation Corporate Purpose Bonds, Series 2007A.
Sponsors: Administration & Finance Committee

City Attorney Claim Report

11. [2007-0027](#) Marilyn A. Murph communication regarding vehicle damage allegedly sustained at the intersection of S. 63 St. and Burnham Road on December 12, 2006.

PUBLIC WORKS COMMITTEE

12. [R-2007-0108](#) Resolution to approve bid of LaLonde Contractors, Inc. for street construction, water main relay, sanitary sewer relay, storm sewer, building services, and utility adjustments in W. Grant St. from S. 55 St. to S. 60 St., S. 57 St. from W. Mobile St. to W. Grant St., W. Rogers St. from S. 53 St. to S. 56 St., and W. Washington St. from S. 96 St. to S. 97 St., in the amount of \$2,242,747.87.
Sponsors: Public Works Committee

13. [R-2007-0102](#) Resolution authorizing and directing the City Engineer to change the name of a portion of South 66th Street between West Greenfield Avenue and West Lapham Street to Six Points Crossing.

Sponsors: Richard F. Narlock

14. [2007-0177](#) Communication from City Engineer regarding request from Mr. Helmut Toldt to change the street name of South 66th Street between West Greenfield Avenue and West Lapham Street to Six Points Crossing.

SAFETY & DEVELOPMENT COMMITTEE

15. [R-2007-0059](#) Resolution relative to determination of Special Use Permit Application for proposed Walgreen's Pharmacy with a drive thru to be located at 6001 - 6123 W. Greenfield Ave. and 1415 S. 60 St. - 1419 S. 60 St. (Tax Key No. 454-0050-004, 454-0050-003, 454-0060-000, 454-0061-000, 454-0003-000)

Sponsors: Safety & Development Committee

16. [2007-0019](#) Special Use Permit Application for proposed Walgreen's Pharmacy with a drive thru to be located at 6001 - 6111 W. Greenfield Ave. (454-0050-004, 454-0060-000, 454-0061-000, 454-0003-000)

17. [O-2007-0006](#) Ordinance to repeal and recreate Section 13.21 of the Revised Municipal Code relative to a revised sign code.

Sponsors: Safety & Development Committee

18. [O-2007-0007](#) Ordinance to repeal and recreate Section 13.215 of the Revised Municipal Code relative to a new sign code for the Central Business District.

Sponsors: Safety & Development Committee

19. [R-2007-0103](#) Resolution to authorize the submittal of a Brownfield Application for the property at 7725 and 7741 W. National Ave. (Pioneer Neighborhood - Laidlaw Site) by the Director of Development and the subsequent appropriation of necessary local matching funds for a Wisconsin Department of Commerce Brownfield Grant in the amount of \$750,000.

Sponsors: Safety & Development Committee

20. [R-2007-0106](#) Resolution to rescind Resolution No. R-2007-0096 and to approve the Certified Survey Map submitted by Edwin Santiago and Jessica Kurtzweil, for property located at 8640 W. Arthur Ave. (Tax Key No. 487-9919-006)

Sponsors: Safety & Development Committee

21. [R-2007-0110](#) Resolution approving a Certified Survey Map for proposed lot split of an industrial parcel located at 11139 W. Becher St., submitted by James Stevenson, Badger Freight. (Tax Key No. 481-9992-005)
Sponsors: Safety & Development Committee
22. [2007-0192](#) Certified Survey Map for proposed lot split of an industrial parcel located at 11139 W. Becher St., submitted by James Stevenson, Badger Freight. (Tax Key No. 481-9992-005)
23. [R-2007-0112](#) Resolution approving a Certified Survey Map to consolidate two parcels to one lot of record for the Steakhouse 100 restaurant located at 7244-46 and 7240-42 W. Greenfield Ave., submitted by Tom Miller on behalf of Sobczak and Sitowski, LLC. (Tax Key Numbers 440-0344-000 and 440-0345-000).
Sponsors: Safety & Development Committee
24. [2007-0215](#) Certified Survey Map to consolidate two parcels to one lot of record for the Steakhouse 100 restaurant located at 7244-46 and 7240-42 W. Greenfield Ave. submitted by Tom Miller on behalf of Sobczak and Sitowski, LLC. (Tax Key Nos. 440-0344-000 and 440-0345-000).
25. [R-2007-0111](#) Resolution approving a Certified Survey Map for proposed combination of certain properties at the McDonald's restaurant site at 10915 and 109** W. National Ave., submitted by Rich Neubauer, McDonald's Corporation. (Tax Key Nos. 520-9961-002 and 520-9961-003)
Sponsors: Safety & Development Committee
26. [2007-0194](#) Certified Survey Map for proposed combination of certain properties at the McDonald's restaurant site at 10915 and 109** W. National Ave., submitted by Rich Neubauer, McDonald's Corporation. (Tax Key Nos. 520-9961-002 and 520-9961-003)
27. [2007-0197](#) Special Use Permit for proposed demolition and reconstruction of the existing McDonald's restaurant and playland, located at 10915 and 109** W. National Ave. (Tax Key Nos. 520-9961-002 and 520-9961-003)
28. [R-2007-0088](#) Resolution relative to determination of Special Use Application for proposed outdoor storage of asphalt products and a screening plan for the Poblocki Paving Corporation property located at 571-79 S. Curtis Rd. (Tax Key No. 413-9990-002)
Sponsors: Safety & Development Committee

29. [2006-0524](#) Special Use Permit for proposed outdoor storage of asphalt products and a screening plan for the Poblocki Paving Corporation property located at 571-79 S. Curtis Rd. (Tax Key No. 413-9990-002).
30. **2007-0198** Special Use Permit for proposed fitness center to be located within Toldt's Six Points development at 6501 W. Greenfield Ave. (Tax Key No. 454-0639-000)
31. **2007-0199** Special Use Permit for proposed cellular antenna installation at West Allis Memorial Hospital, located at 8901 W. Lincoln Ave. (Tax Key No. 487-9999-001)
32. **2007-0200** Special Use Permit for proposed addition to Fortune Restaurant, an existing business located at 2945 S. 108 St. (Tax Key No. 520-9965-033)

Public Hearing Items (Safety & Development Committee)

33. [R-2007-0109](#) Resolution relative to determination of Special Use Permit Application for Snap Fitness, a proposed fitness center to be located within the first floor commercial space of The Berkshire, a mixed-use building located at 6405-95 W. Greenfield Ave. (Tax Key Nos. 454-0635-001 and 454-0636-000)
Sponsors: Safety & Development Committee
34. **2007-0155** Special Use Permit Application for Snap Fitness, a proposed fitness center to be located within the first floor commercial space of The Berkshire, a mixed-use building located at 6405-95 W. Greenfield Ave. (Tax Key Nos. 454-0635-001 and 454-0636-000)

LICENSE & HEALTH COMMITTEE

35. **2007-0214** Stipulation In the Matter of the Complaint Against Columbus Club of West Allis, Inc., Dale Millikin, Agent, d/b/a Knights of Columbus at 1800 S. 92 St., dated April 12, 2007.
36. **2007-0081** Stipulation In the Matter of the Complaint Against Columbus Club of West Allis, Inc., Dale Millikin, Agent, d/b/a Knights of Columbus at 1800 S. 92 St., dated February 1, 2007.
37. [2006-0723](#) Stipulation In the Matter of the Complaint Against Columbus Club of West Allis, Inc., Dale Millikin, Agent, d/b/a Knights of Columbus at 1800 S. 92 St., introduced December 19, 2006.

38. [2006-0690](#) Summons and Complaint in the matter of the complaint against Columbus Club of West Allis, Inc., Dale F. Millikin, Agent for the premises located at 1800 S. 92 St., d/b/a Knights of Columbus (2006-2007 Class B Tavern License no. 635, Dance Hall License no. 638 and Cigarette License no. 636).
39. [2006-0604](#) Chief of Police communication regarding recommendations for fines, penalties and possible security deposits to reduce and resolve issues at the Knights of Columbus.
40. [2006-0609](#) Police Department Report involving Columbus Club of West Allis, 1800 S. 92 St. (2006-2007 Class B Tavern License no. 635, Dance Hall License no. 638 and Cigarette License no. 636 of Columbus Club of West Allis, Inc., Dale F. Millikin, Agent, Incident Date: July 1, 2006).
41. **2007-0171** 2006-2007 Tavern Operator License application no. 650 of Heather R. Ingraham.
42. **2007-0178** 2006-2007 Tavern Operator License application no. 657 of Janelle A. Kueng.
43. **2007-0179** 2006-2007 Tavern Operator License application no. 658 of Elizabeth M. Boyce.
44. **2007-0180** 2006-2007 Tavern Operator License application no. 655 of Debra L. Lacey.
45. **2007-0181** 2006-2007 Tavern Operator License application no. 652 of Michael A. Alphin.
46. **2007-0162** 2007 Direct Sellers/Solicitors License application no. 1 of Patrick Lee Braden.
47. **2007-0132** Police Department Report regarding February 3, 2007 Tobacco Compliance Check involving thirteen (13) West Allis businesses, resulting with two (2) selling tobacco to an underage person without requesting identification (2006-2007 Cigarette License no. 476 of Sea Auto Service, Inc., Chang Yang, Agent, d/b/a Sea Auto Service & Gas Station at 5926 W. Beloit Rd.).
48. **2007-0138** Police Department Report involving Dopp's Tavern, 1022 S. 60 St. (2006-2007 Class B Tavern License no. 716, Dance Hall License no. 720, Instrumental Music License no. 722 and Cigarette License no. 718 of Doppleganger's, Inc., Tammy Dopp, Agent, Incident Date: February 18, 2007).
49. **2007-0210** 2006-2007 Class B Tavern License application no. 1235 and Dance Hall License appl. no. 1236 of Risk Takers, LLC., Pamela Houck, Agent, d/b/a Good Times for premises located at 7731 W. Becher St. (new-existing)
50. **2007-0183** Police Department report regarding tavern violations/calls for service for the month of March 2007.

51. 2007-0184 Police Department Report regarding March 3, 2007 Tobacco Compliance Check involving fifteen (15) West Allis businesses, resulting with none selling tobacco to an underage person without requesting identification.
52. 2007-0185 Police Department Report involving Lenny's, 6309 W. National Ave. (2006-2007 Class B Tavern License no. 458 and Dance Hall License no. 506, Lenny's Inc., Leonard E. Malan, Agent, Incident Date: March 14, 2007).
53. 2007-0186 Police Department Report involving Lenny's, 6309 W. National Ave. (2006-2007 Class B Tavern License no. 458 and Dance Hall License no. 506, Lenny's Inc., Leonard E. Malan, Agent, Incident Date: March 31, 2007).
54. 2007-0187 Police Department Report involving Capt'n Nicks, 1503 S. 81 St. (2006-2007 Class B Tavern License no. 453 and Dance Hall License no. 503, Cigarette License no. 982, Cygnet Enterprises, Ltd., Scott A. Giesegh, Agent, Incident Date: March 14, 2007).
55. 2007-0188 Police Department Report involving Mario's, 1900 S. 60 St.(2006-2007 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: March 16, 2007).
56. 2007-0189 Police Department Report involving Mario's, 1900 S. 60 St.(2006-2007 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: March 31, 2007).
57. 2007-0190 Police Department Report involving Magoos Sports Pub & Grub, 8911 W. National Ave. (2006-2007 Class B Tavern License no. 637, Dance Hall License no. 640, Instrumental Music License no. 644 and Cigarette License no. 639 of Magoos of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: March 31, 2007).
58. 2007-0209 2007-2008 Class B Tavern License application no. 1232, of West Allis Cheese & Sausage Shoppe, Inc., Mark S. Lutz, Agent, d/b/a West Allis Cheese & Sausage Shoppe for premises located at 6832 W. Becher St. (new-nonexisting)
59. 2007-0208 2007-2008 Class B Tavern License application no. 1233, of Noudeum Pophannouvong, d/b/a Hong Thai Restaurant for premises located at 6425 W. Greenfield Ave. (new-nonexisting)
60. 2007-0202 Communication from the Lieutenant of Police, Crime Prevention Bureau regarding the tobacco checks through the first quarter of 2007.

- 61. 2007-0213 Time Warner Cable communication regarding notification of several programming services nearing the end of their agreements which may cease carriage.
- 62. 2007-0203 2007-2008 Used Vehicle Dealer License application Moroleon Motors, LLC at 5610 W. National Ave.
- 63. 2007-0206 2007-2008 Used Vehicle Dealer License application(s).
- 64. 2007-0195 2007-2008 Amusement Distributor's License renewal application(s).
- 65. 2007-0196 2007-2008 Phonograph Distributor's License renewal application(s).
- 66. 2007-0204 2007-2008 Second Hand Dealer License renewal application(s).
- 67. 2007-0207 2007-2008 Trailer and Truck Rental License renewal application(s).
- 68. 2007-0212 2006-2007 and 2006-2008 Tavern Operator License application(s).

ADVISORY COMMITTEE

None.

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

P. 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.