



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Alderperson James W. Sengstock, Council President

*Alderpersons: 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*

Tuesday, July 7, 2009

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-2009-0153](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of general area bounded by S. 70 St. to S. 84 St., North City Limits to Union Pacific Railroad by miscellaneous sidewalk repair.

Sponsors: Public Works Committee
2. [O-2009-0021](#) Ordinance to amend the official West Allis Zoning Map by rezoning properties located at 1909, 11, 11A S. 68 St., and 19** S. 68 St. from M-1 Manufacturing District to RB-2 Residence District. (Tax Key Nos. 476-0017-000 and 476-0016-000).

Sponsors: Safety & Development Committee
3. [R-2009-0156](#) Resolution relative to determination of Special Use Permit for proposed Blessed Generations Child Educational Center daycare, to be located at 1700 S. 60 St. (Tax Key No. 454-0030-000)

Sponsors: Safety & Development Committee
4. [R-2009-0157](#) Resolution relative to determination of Special Use Permit to establish God's Will Resale Shop located at 6323 W. Greenfield Ave. (Tax Key No. 454-0179-001)

Sponsors: Safety & Development Committee

- 5. [R-2009-0158](#) Resolution relative to determination of Special Use Permit to establish All Roadz Towing, a towing company to be located at 2137 S. 54 St. (Tax Key No. 474-0002-002).

 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 16, 2009 and the special meeting of June 22, 2009.

J. ITEMS NOT REFERRED TO COMMITTEE

- 6. [2009-0447](#) Report of the Municipal Judge for the month of May 2009, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$104,054.01.

- 7. [2009-0431](#) Donald Wiedmann communication regarding vehicle damage allegedly sustained at South 105 and West Walker Streets on June 5, 2009.

8. [2009-0433](#) Summons & Complaint, in the matter of US Bank Consumer Finance, as services for U.S. Bank National Association ND vs. the City of West Allis, et al., regarding Foreclosure of Mortgage 30404, Case No. 09CV009666.
9. [2009-0460](#) Scott and Sandra Blaha communication regarding property damage allegedly sustained on June 19, 2009 at 1943 S. 94 Street.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

10. [R-2009-0160](#) Resolution implementing strategies for managing the 2009 Budget for the remainder of the year.
Sponsors: Administration & Finance Committee
11. [R-2009-0162](#) Resolution relative to accepting the proposals of IKON Office Solutions Inc., and various other suppliers for furnishing imaging software and hardware for a total sum of \$66,000.00.
Sponsors: Administration & Finance Committee
12. [R-2009-0164](#) Resolution amending the terms for an Economic Development Loan to 88 Keys LLC under the Department of Housing and Urban Development Community Development Block Grant Program in an amount not to exceed \$60,000.
Sponsors: Administration & Finance Committee
13. [R-2009-0165](#) Resolution relative to accepting the proposal of Pierce Manufacturing, Inc. for furnishing and delivering one (1) Pierce Velocity PUC Pumper for a total net sum of \$427,443.00.
Sponsors: Administration & Finance Committee
14. [2009-0465](#) Comptroller/Manager of Finance submitting the City of West Allis Unaudited Internal Financial Reports as of 6/30/09.

City Attorney Claim Report

15. [2008-0570](#) Nathan D. Mertens communication regarding vehicle damages allegedly sustained at the 2200 block of S. 83 St. on June 7, 2008.
City Attorney recommended denial.
16. [2009-0222](#) Brillo Home Improvements, Inc. communication regarding property damage at 8712 W. Stuth Avenue in December 2008.
City Attorney recommended to be placed on file.
17. [2009-0404](#) Sharon Harris communication regarding personal injuries allegedly sustained at South 90 Street and West National Avenue on February 24, 2009.
City Attorney recommended denial.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

18. [R-2009-0152](#) Resolution Authorizing and Directing the Mayor to Sign a License Agreement with WE Energies for Use of Their Right-of-Way for the West Allis Cross Town Connector Bike Trail.
Sponsors: Public Works Committee
19. [2009-0469](#) Communication from City Engineer regarding Jurisdiction of the West Branch of Root River.

Public Hearing Items (Public Works Committee)

20. [R-2009-0153](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of general area bounded by S. 70 St. to S. 84 St., North City Limits to Union Pacific Railroad by miscellaneous sidewalk repair.
Sponsors: Public Works Committee
21. [R-2009-0154](#) Final Resolution authorizing public improvement by miscellaneous sidewalk repair in general area bounded by S. 70 St. to S. 84 St., North City Limits to Union Pacific Railroad and levying special assessments against benefited properties.
Sponsors: Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE**New Matters for Introduction**

22. [R-2009-0161](#) Resolution authorizing the Director of Development to obtain appraisals relative to the properties located at the former Milwaukee Gray Iron and former Mykonos Restaurant sites.
Sponsors: Safety & Development Committee
23. [2009-0462](#) Safety & Development Committee communication requesting a review of the City's emergency flooding response.

Public Hearing Items (Safety & Development Committee)

24. [O-2009-0021](#) Ordinance to amend the official West Allis Zoning Map by rezoning properties located at 1909, 11, 11A S. 68 St., and 19** S. 68 St. from M-1 Manufacturing District to RB-2 Residence District. (Tax Key Nos. 476-0017-000 and 476-0016-000).
Sponsors: Safety & Development Committee
25. [2009-0419](#) Request to amend the official West Allis Zoning Map by rezoning properties located at 1909, 11, 11A S. 68 St. and 19** S. 68 St. from M-1 Manufacturing District to RB-2 Residence District. (Tax Key Nos. 476-0017-000 and 476-0016-000)
26. [R-2009-0156](#) Resolution relative to determination of Special Use Permit for proposed Blessed Generations Child Educational Center daycare, to be located at 1700 S. 60 St. (Tax Key No. 454-0030-000)
Sponsors: Safety & Development Committee
27. [2009-0417](#) Special Use Permit for proposed Blessed Generations Child Educational Center daycare, to be located at 1700 S. 60 St. (Tax Key No. 454-0030-000)
28. [R-2009-0157](#) Resolution relative to determination of Special Use Permit to establish God's Will Resale Shop located at 6323 W. Greenfield Ave. (Tax Key No. 454-0179-001)
Sponsors: Safety & Development Committee
29. [2009-0414](#) Special Use Permit to establish God's Will Resale Shop located at 6323 W. Greenfield Ave. (Tax Key No. 454-0179-001)

30. [R-2009-0158](#) Resolution relative to determination of Special Use Permit to establish All Roadz Towing, a towing company to be located at 2137 S. 54 St. (Tax Key No. 474-0002-002).
Sponsors: Safety & Development Committee
31. [2009-0415](#) Special Use Permit to establish All Roadz Towing, a towing company to be located at 2137 S. 54 St. (Tax Key No. 454-0030-000)

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

32. [O-2009-0020](#) An Ordinance to Repeal and Recreate Section 9.15 of the West Allis Revised Municipal Code Relating to Pawn Shops, Secondhand Stores, Secondhand Jewelry Dealers.
Sponsors: Michael J. Czaplewski
33. [2009-0463](#) 2009-2010 Class A Beer License renewal application(s).
34. [2009-0450](#) 2009-2010 Tavern Entertainment License - Other Entertainment application no. 1578 of Columbus Club of West Allis, Inc., John Schmitz, Agent, d/b/a Columbus Club of West Allis, 1800 S. 92 Street (2009-2010 Class B Tavern License no. 635 and Instrumental Music no. 1378) for wrestling, singing groups, etc.
35. [2009-0468](#) 2009-2010 Class B Tavern Special Event Permit application no. 5 of Paulie's Pub and Eatery, LLC, Kristine Budiak, Agent, d/b/a Paulie's Pub and Eatery, 8031 W. Greenfield Ave., (2009-2010 Class B Tavern License no. 1403, Instrumental Music License no. 1406, Dance Hall License no. 1405 and Cigarette License no. 1404) for Pauliefest 2009, September 18-20, 2009 from 11:00 a.m. to 11:00 p.m. Live music and tent in parking lot.
36. [2009-0467](#) 2009-2010 and 2009-2011 Tavern Operator License applications.
37. [2009-0451](#) 2008-2010 Package Goods Operator License application(s).
38. [2009-0449](#) 2009-2010 Amusement Distributor's License application(s).
39. [2009-0448](#) 2009-2010 Phonograph Distributor's License application(s).
40. [2009-0437](#) 2009-2010 Tavern Operator License application no. 10-350 of Karie A. Zess.
41. [2009-0438](#) 2009-2011 Tavern Operator License application no. 11-294 of LuEllen M. Frank.

42. [2009-0439](#) 2009-2011 Tavern Operator License application no. 11-296 of Tammy M. Gamble.
43. [2009-0440](#) 2009-2010 Tavern Operator License application no. 10-353 of Jamie L. Hoaglan.
44. [2009-0441](#) 2009-2011 Tavern Operator License renewal application no. 11-313 of Jeffrey T. Farrington.
45. [2009-0442](#) 2009-2011 Tavern Operator License renewal application no. 11-307 of Tracy M. Krueger.
46. [2009-0443](#) 2009-2010 Tavern Operator License application no. 10-347 of Gina R. Olson.
47. [2009-0452](#) 2009-2010 Tavern Operator License application no. 10-352 of Travis J. Richards.
48. [2009-0453](#) 2009-2011 Tavern Operator License application no. 11-304 of Matthew J. Eigenauer.
49. [2009-0454](#) 2009-2011 Tavern Operator License renewal application no. 11-289 of Karen L. Myhre.
50. [2009-0455](#) 2009-2010 Package Goods Operator License application no. 1565 of Debbie E. Penkert.
51. [2009-0434](#) 2009 Direct Sellers/Solicitors Permit application no. 69 of Andre P. Iazzi.
52. [2009-0435](#) 2009 Direct Sellers/Solicitors Permit application no. 72 of Robert K. Maher.
53. [2009-0436](#) 2009 Direct Sellers/Solicitors Permit application no. 73 of Shane K. Butts.
54. [2009-0432](#) 2009-2010 Class B Tavern License application no. 1574, Dance Hall License application no. 1576 and Instrumental Music License application no. 1575 of DRND Corporation, Debra M. Nadboralski, Agent, d/b/a D & D's Bar & Grill for premises located at 1022 S. 60 St. (new-existing location).
55. [2009-0456](#) 2009-2010 Class B Tavern License application no. 1571 and Dance Hall License application no. 1573 of Just Mary's, LLC, Mary Louise Ell, Agent, d/b/a Just Mary's for premises located at 5600 W. Lincoln Ave. (new-existing location).
56. [2009-0458](#) 2009-2010 Class A Beer License application no. 1557 of Aryan's Mart & Beer, LLC, Sandeep K. Verma, Agent, d/b/a Aryan's Mart & Beer, LLC for premises located at 1568 S. 81 St. (new-nonexisting location).

57. [2009-0464](#) Police Department Report involving Wild Bill's Saloon, 1454 S. 92 St. (Tammy M. Wetzel, 2008-2010 Operator License no. 10-246, Incident Date: May 3, 2009).
58. [2009-0457](#) 2009-2010 Class B Tavern License renewal application no. 1283 of MJJB, LLC, Brad Mark Roessger, Agent, d/b/a Buggy's for premises located at 6851 W. Beloit Rd.

Previous Matters for Consideration

59. [2009-0389](#) 2009-2010 Class B Tavern License application no. 1546 of Jason J. Dakins, d/b/a Buggsys, premises located at 6851 W. Beloit Rd. (new-existing location).
60. [2009-0428](#) 2009-2011 Tavern Operator License application no. 11-272 of Todd E. Jacobs.
61. [2009-0350](#) 2009-2010 Class B Tavern License renewal application no. 1402 of SPDB, LLC., Douglas P. Brown, Agent, d/b/a Night Court for premises located at 7127 W. National Avenue.
62. [2009-0255](#) 2009-2010 Class B Tavern License application no. 1509 of Night Court Inc., Gregory J. Kaiser, Agent, d/b/a Night Court premises located at 7127 W. National Ave. (new-existing location).
63. [2009-0401](#) Police Department Report regarding May 21, 2009 Tobacco Compliance Check involving nine (9) West Allis businesses, resulting with two (2) selling tobacco to an underage person without requesting identification (2008-2009 Cigarette License no. 469 of Maas Petroleum, Inc., Jeffrey E. Maas, Agent, d/b/a Maas Petro Mart at 5930 W. Greenfield Ave.).
64. [2009-0402](#) Police Department Report regarding May 21, 2009 Tobacco Compliance Check involving nine (9) West Allis businesses, resulting with two (2) selling tobacco to an underage person without requesting identification (2008-2009 Cigarette License no. 1222 of H.K. Petroleums, LLC, Zubair Arshad, Agent, d/b/a H.K. Petroleums, LLC at 5926 W. Beloit Rd.).
65. [2009-0393](#) Police Department Report involving Wild Bill's Saloon, 1454 S. 92 St. (2008-2009 Class B Tavern License no. 789 and Cigarette License no. 790 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Date: May 3, 2009).
66. [2009-0396](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2008-2009 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: May 16, 2009).

67. [2009-0397](#) Police Department Report involving Jock Stop Sports Bar, 7930 W. National Ave. (2008-2009 Class B Tavern License no. 880 and Dance Hall License no. 882 of JOCH ENTERPRISES, LLC, Christopher John Bitz, Agent, Incident Date: May 17, 2009).
68. [2008-0633](#) 2008-2009 Class B Tavern License renewal application no. 662 of William Miller, Inc., Thomas L. Miller, Agent, d/b/a Shakey's Pizza & Buffet premises located at 9638 W. National Ave.

ADVISORY COMMITTEE

New Matters for Introduction

69. [2009-0446](#) City Administrative Officer, Clerk/Treasurer communication requesting permission to destroy certain records.
70. [2009-0445](#) Legislative Committee minutes for June 23, 2009.
71. [2009-0471](#) Appointment of Kurt Wachholz to the 2030 City of West Allis Comprehensive Plan Steering Committee.
72. [2009-0475](#) Appointment by Mayor Devine of Harold Mester as a member of the West Allis Block Grant Committee, his two-year term to expire September 1, 2011.
73. [2009-0476](#) Appointment by Mayor Devine of Joe Fisch as a member of the West Allis Economic Development (Partnership) Committee, his three-year term to expire January 1, 2012.
74. [2009-0473](#) Reappointments by Mayor Devine to the West Allis Board of Appeals of Chad Engstrom, Helen Feuling, and David Princeton, their three-year terms to expire May 1, 2012.
75. [2009-0472](#) Reappointment of Ald. Michael Czaplewski to the West Allis Administrative Appeals Review Board, his annual term to expire June 30, 2010.
76. [2009-0474](#) Reappointments by Mayor Devine to the West Allis Library Board of Ald. Kurt Kopplin and Karen Mikolajewski, their three-year terms to expire July 1, 2012.

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.