



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### Common Council

*Mayor Dan Devine, Chair*

*Aldersperson James W. Sengstock, Council President*

*Alderspersons: 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, October 20, 2009

7:00 PM

City Hall - 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. [O-2009-0028](#) Ordinance to amend Section 13.215 of the Revised Municipal Code relative to permitting freestanding signs and electronic message centers in the C-1 Central Business District.  
**Sponsors:** Safety & Development Committee
  
2. [R-2009-0208](#) Resolution relative to determination of Special Use Permit for Hawg City Grill, a proposed restaurant and catering facility at 5935 W. Beloit Rd.  
**Sponsors:** Safety & Development Committee
  
3. [R-2009-0209](#) Resolution approving the Offer to Purchase of approximately one acre of surplus City owned property located on the northeast segment of the property at 11301 W. Lincoln Ave. for \$75,000.  
**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 of October 6, 2009.*

## J. ITEMS NOT REFERRED TO COMMITTEE

4. [2009-0671](#) Report of the Municipal Judge for the month of September 2009, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$100,087.93.
5. [2009-0662](#) Summons & Complaint in the matter of BAC Home Loans Servicing, L.P. vs. the City of West Allis, et al., Case No. 09CV015360.
6. [2009-0663](#) Theresa Wolf communication regarding vehicle damage allegedly sustained at 6501 W. Becher Place on September 30, 2009.
7. [2009-0675](#) Carol J. Tischer communication regarding property damage allegedly sustained at 2660 S. 72 Street between June 22, 2009 and July 8, 2009.

8. [2009-0688](#) Notice of Injury submitted by property owners and renters of the 1600 and 1700 blocks of S. 56 St. and S. 57 St., the 5600 block of W. Mitchell St. and the 5500 block of W. Beloit Rd. relative to the flooding event of June 18, and 19, 2009.

**K. STANDING COMMITTEE REPORTS**

*None.*

**L. COMMON COUNCIL RECESS**

**M. NEW AND PREVIOUS MATTERS**

**ADMINISTRATION & FINANCE COMMITTEE**

**New Matters for Introduction**

9. [2009-0673](#) Comptroller/Manager of Finance submitting the report for the month of May, 2009 indicating the City of West Allis checks issued in the amount of \$2,034,307.36
10. [2009-0674](#) Comptroller/Manager of Finance submitting the report for the month of June, 2009 indicating the City of West Allis checks issued in the amount of \$3,427,600.23
11. [2009-0683](#) Communication from West Allis Charities, Inc. requesting consideration for funding and assuming responsibility for Christmas Parade.
12. [2009-0684](#) Communication from City Administrative Officer regarding request to fill a vacant Library Technician position at the Public Library.
13. [2009-0685](#) Communication from City Administrative Officer regarding request to fill the vacant Municipal Library Janitor position at the Public Library.
14. [2009-0686](#) Communication from City Administrative Officer regarding request to fill an upcoming vacant position of Electrical Mechanic II (Certified) position in the Building and Electrical Services Division.
15. [2009-0682](#) Communication from City Administrative Officer transmitting Traffic Violation & Accident Reports for the period July 1, 2009 through September 30, 2009.

### City Attorney Claim Report

16. [2009-0564](#) Aurelia R. Cotter communication regarding tree removal reimbursement at 1237 S. 102 St. on August 8, 2009.  
*City Attorney recommended denial.*
17. [2009-0568](#) Joseph Macisak communication regarding property damage allegedly sustained at 922 S. 92 St. on June 19, 2009.  
*City Attorney recommended denial.*
18. [2009-0584](#) Kathy Peters communication regarding property damage allegedly sustained at 1526 S. 92 Street on June 18, 2009.  
*City Attorney recommended denial.*
19. [2009-0626](#) John Mueller communication regarding a sewer backup allegedly sustained at 2377 S. 93 Street on September 11, 2009.  
*City Attorney recommended denial.*

### PUBLIC WORKS COMMITTEE

#### New Matters for Introduction

20. [R-2009-0233](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Greenfield Ave. from S. 60 St. to S. 62 St. by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, narrowing of pavement, storm sewer relay, building services and utility adjustments.  
**Sponsors:** Public Works Committee
21. [2009-0676](#) Wisconsin Underground Contractors' Assoc. Inc. Press Release relative to the City of Milwaukee's Emerging Business Enterprises ordinance.

#### Previous Matters for Consideration

22. [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

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

23. [O-2009-0027](#) An Ordinance to create Sections 14.34 and 14.58, to amend Sections 14.55, 14.56 and 14.57 and to repeal and recreate Section 14.85 of the City of West Allis Revised Municipal Code regarding Electric Services, Contractor Licensing Requirements and Permit Fees.  
**Sponsors:** Safety & Development Committee
24. [2009-0664](#) Special Use Permit for proposed Angel From Above Daycare facility to be located within the existing mixed use building at 7732 W. National Ave.
25. [2009-0665](#) Special Use Permit for proposed candy store, to be located within the existing multi-tenant commercial building at 7911 W. Becher St.
26. [2009-0666](#) Special Use Permit to establish auto repair at Romero's Auto Sale, an existing business located at 5600 W. Burnham St.

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

27. [O-2009-0028](#) Ordinance to amend Section 13.215 of the Revised Municipal Code relative to permitting freestanding signs and electronic message centers in the C-1 Central Business District.  
**Sponsors:** Safety & Development Committee
28. [R-2009-0208](#) Resolution relative to determination of Special Use Permit for Hawg City Grill, a proposed restaurant and catering facility at 5935 W. Beloit Rd.  
**Sponsors:** Safety & Development Committee
29. [2009-0629](#) Special Use Permit for Hawg City Grill, a proposed restaurant and catering facility at 5935 W. Beloit Rd.
30. [R-2009-0209](#) Resolution approving the Offer to Purchase of approximately one acre of surplus City owned property located on the northeast segment of the property at 11301 W. Lincoln Ave. for \$75,000.  
**Sponsors:** Safety & Development Committee

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

31. [2009-0661](#) Mega Marts, LLC communication regarding notice of change of liquor agent at the Pick 'n Save #6847 located at 6760 W. National Avenue (2009-2010 Combination Class A Liquor License no. 1089).
32. [2009-0680](#) 2009-2010 Secondhand Jewelry Dealer License application no. 1600 of Diane G. Latinovich, d/b/a Diane's Designs for premises located at 7344 W. Greenfield Ave.
33. [2009-0672](#) 2009-2010 and 2009-2011 Tavern Operator License applications.
34. [2009-0670](#) Police Department report regarding tavern violations/calls for service for the month of September 2009.
35. [2009-0654](#) Police Department Report involving Paulie's Pub & Eatery, LLC, 8031 W. Greenfield Ave. (2009-2010 Class B Tavern License no. 1403, Dance Hall License no. 1405, and Instrumental Music License no. 1406 of Paulie's Pub & Eatery, LLC, Kristine M. Budiac, Agent, Incident Date: September 14, 2009).
36. [2009-0655](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2009-2010 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 Date: September 23, 2009).
37. [2009-0660](#) Police Department Report involving Town Beer and Liquor, 907 S. 84 St. (2009-2010 Class B Tavern License no. 751 and Instrumental Music License no. 1582 of Town Beer and Liquor, Inc., Gerald A. Kovacich, Agent, Incident Date: September 5, 2009).
38. [2009-0656](#) Police Department Report involving Jim's Oval Bar, 9141 W. National Ave. (2009-2010 Class B Tavern License no. 717, and Dance Hall License no. 719 of Henry Enterprises Ltd., James F. Henry, Agent, Incident Date: September 27, 2009.)
39. [2009-0657](#) Police Department Report involving Jim's Oval Bar, 9141 W. National Avenue (Janel A. Deprey, 2009-2011 Tavern Operator License no. 11-107, Incident Date: September 27, 2009).

40. [2009-0658](#) Police Department Report regarding September 16, 2009 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with two (2) selling alcohol to an underage person without requesting identification (2009-2010 Combination Class A Liquor License no. 1080 and Cigarette License no. 1081 of Dilneet Corporation, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave.).
41. [2009-0659](#) Police Department Report regarding September 16, 2009 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with two (2) selling alcohol to an underage person without requesting identification (2009-2010 Combination Class A Liquor License no. 935 and Cigarette License no. 1030 of Mohinder S. Dhillon, d/b/a Dhillon Beer & Liquor, 5832 W. Burnham St.).
42. [2009-0667](#) 2009-2010 Tavern Operator License application no. 10-395 of Ronald D. Quartullo.
43. [2009-0668](#) 2009-2011 Tavern Operator License application no. 11-389 of Benjamin W. Evenson.
44. [2009-0669](#) 2009-2011 Tavern Operator License application no. 11-393 of James L. Bultynck.
45. [2009-0677](#) 2009-2011 Tavern Operator License application no. 11-396 of Kelley J. DeLisle.
46. [2009-0678](#) 2009-2011 Tavern Operator License application no. 11-397 of Jodi Miller/Malmstadt.
47. [2009-0638](#) 2009-2010 Combination Class A Liquor License application no. 1598 of Olympia Liquor & Food, Inc., Manjit Singh Dhillon, Agent, d/b/a Olympia Food & Liquor located at 9034 W. Greenfield Avenue. (new-existing location).

### **Previous Matters for Consideration**

48. [2009-0648](#) 2009-2010 Secondhand Article Dealer License appl. no. 1596 of Jason R. Koehler, d/b/a Affordable Power Equipment for premises at 6129 W. Beloit Road.

### **ADVISORY COMMITTEE**

### **New Matters for Introduction**

49. [2009-0653](#) City Attorney's Communication Requesting Approval for Destruction of Public Records in the City Attorney's Office.

50. [2009-0687](#) Reappointment by Mayor Devine of Gerald Matter as a member of the West Allis Community Development Authority, his four-year term to expire October 1, 2013.

51. [2009-0681](#) Legislative Committee minutes for October 13, 2009.

**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.