



City of West Allis

Meeting Minutes

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

Tuesday, October 20, 2009

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

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

B. ROLL CALL

Present 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

Excused 1 - Barczak

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Kopplin, Alex Olewinski and Brandon Gallitz.

Mayor Devine presented Alex Olewinski and Brandon Gallitz with Proclamations recognizing their heroic actions when rescuing two duck hunters from Phantom Lake.

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

Attachments: [O-2009-0028.pdf](#)

Explanation by John Stibal, Director of Development.

Appearances: None.

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

Explanation by John Stibal, Director of Development.

Appearances: None.

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

Explanation by John Stibal, Director of Development.

Appearances: None.

E. CITIZEN PARTICIPATION

Robert Thompto, 2500 S. 118 St., submitted a petition on behalf of residents of Ermenc Park Estates who expressed that it is in the best interest of their neighborhood, the City of West Allis and the West Allis - West Milwaukee School District that Nathan Hale High School continue to host school district and other sanctioned events. They feel that these events are beneficial to the district and the community as it provides tax relief and other benefits for all residents.

George Brucker, 937 S. 91 St., commented on the pipe on a city owned lot adjoining his property, and the hole in the ground near the catch basin. He described the City response to the ground damage and inspection of the site. He addressed his concerns about the lack of activity since that time and the current status of the pipe. He requested repair to the pipe's fractures.

Russell Retzack, 3028 S. 83 St., expressed his appreciation for the elected persons who serve in a public role and carry out their responsibilities.

Jenny Jezo, 11710 W. Hayes Ave., addressed Ermenc Park Estate issues, and said that the subdivision is in crisis. She requested swift action, and commented on misdirected efforts and property devaluation.

Eileen Jezo, 11710 W. Hayes Ave., supported Jenny Jezo as her representative since she represents their interests and understands their problems and concerns.

Rita Dufek, 2657 S. 118 St., supported Jenny Jezo as her representative since she has researched and studied the facts and understands their importance.

Jim Janza, 2630 S. 118 St., supported the eloquent presentations of Jenny Jezo relative to parking at Nathan Hale High School, and asked that the situation be rectified.

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. MISCELLANEOUS BUSINESS

Mayor's Report

Mayor Devine announced the next West Allis Police Department Neighborhood Partnership meeting and the CAAD run/walk scheduled for October 24th. He commended Antonio Scaffidi at Heritage House Senior Apartments who helped put out a fire in an apartment. He thanked him for his heroic action.

Alderpersons Comments

None.

H. AGENDA APPROVAL

that the agenda as submitted be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the 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.

Attachments: [Municipal Judge Report September 2009.pdf](#)

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.

Passed The Block Vote

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

Thereupon, the Council took a recess at 7:30 p.m. Upon returning from recess at 8:11 p.m., and the roll call being taken, there were:

Present 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel
Excused 1 - Barczak

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

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.

Attachments: [Charities Parade Letter.pdf](#)

and directs staff to prepare \$1000 letter of contribution for November 3, 2009 Common Council Meeting

12. [2009-0684](#) Communication from City Administrative Officer regarding request to fill a vacant Library Technician position at the Public Library.
- Attachments:** [Library Tech.pdf](#)
13. [2009-0685](#) Communication from City Administrative Officer regarding request to fill the vacant Municipal Library Janitor position at the Public Library.
- Attachments:** [Library Janitor.pdf](#)
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.
- Attachments:** [ElecMech2 Position.pdf](#)
15. [2009-0682](#) Communication from City Administrative Officer transmitting Traffic Violation & Accident Reports for the period July 1, 2009 through September 30, 2009.

Attachments: [Traffic and Accident Reports.pdf](#)

City Attorney Claim Report

16. [2009-0564](#) Aurelia R. Cotter communication regarding tree removal reimbursement at 1237 S. 102 St. on August 8, 2009.
17. [2009-0568](#) Joseph Macisak communication regarding property damage allegedly sustained at 922 S. 92 St. on June 19, 2009.

18. [2009-0584](#) Kathy Peters communication regarding property damage allegedly sustained at 1526 S. 92 Street on June 18, 2009.
19. [2009-0626](#) John Mueller communication regarding a sewer backup allegedly sustained at 2377 S. 93 Street on September 11, 2009.

Passed The Block Vote

Aye: 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

PUBLIC WORKS COMMITTEE

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.

Attachments: [Press Release.pdf](#)

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

Attachments: [10-15-09 WE Energies Agreement.pdf](#)

Passed The Block Vote

Aye: 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

23. [O-2009-0027](#) An Ordinance to create Sections 14.34 and 14.58, to repeal Subsections 14.55(11) and 14.57(11), 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

Attachments: [Council RE Elect Code and Fee Changes.pdf](#)
[Ord-BIZI_09-2_Electrical_LicensingFees_v2 GC.pdf](#)

Held in Safety & Development Committee during recess.

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.

Held in Safety & Development Committee during recess.

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.

Held in Safety & Development Committee during recess.

26. [2009-0666](#) Special Use Permit to establish auto repair at Romero's Auto Sale, an existing business located at 5600 W. Burnham St.

Held in Safety & Development Committee during recess.

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

Attachments: [O-2009-0028.pdf](#)

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

Passed The Block Vote

Aye: 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

LICENSE & HEALTH COMMITTEE

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).
- Attachments:* [Roundy's communication.pdf](#)
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.
- 2009-2011 License application nos. 394-395 granted.*
34. [2009-0670](#) Police Department report regarding tavern violations/calls for service for the month of September 2009.
- Attachments:* [Police Report 2009-0670.pdf](#)
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.)
- Held in License & Health Committee during recess.*
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).
- Held in License & Health Committee during recess.*

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.).
Held in License & Health Committee during recess.
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.).
Held in License & Health Committee during recess.
42. [2009-0667](#) 2009-2010 Tavern Operator License application no. 10-395 of Ronald D. Quartullo.
Held in License & Health Committee during recess.
43. [2009-0668](#) 2009-2011 Tavern Operator License application no. 11-389 of Benjamin W. Evenson.
Held in License & Health Committee during recess.
44. [2009-0669](#) 2009-2011 Tavern Operator License application no. 11-393 of James L. Bultynck.
Held in License & Health Committee during recess.
45. [2009-0677](#) 2009-2011 Tavern Operator License application no. 11-396 of Kelley J. DeLisle.
Held in License & Health Committee during recess.
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).
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.

Passed The Block Vote

Aye: 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

46. [2009-0678](#) 2009-2011 Tavern Operator License application no. 11-397 of Jodi Miller/Malmstadt.

Aye: 8 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, and Vitale

No: 1 - Weigel

ADVISORY COMMITTEE

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

Attachments: [Microsoft Word - Destruction of Records.pdf](#)
[Microsoft Word - LISTING OF BOXES TO BE DESTROYED.pdf](#)

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.

Attachments: [LEG CMTE MINS 101309.pdf](#)

Passed The Block Vote

Aye: 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

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

None.

O. ADJOURNMENT

to adjourn at 8:18 p.m., with the next regularly scheduled meeting to be held November 3, 2009, at 7:00 p.m

*/s/ Paul M. Ziehler
City Administrative Officer
Clerk/Treasurer*



All meetings of the {bdName} 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.