



City of West Allis

Meeting Minutes

Common Council

Mayor Dan Devine, Chair
Aldersperson Thomas G. Lajsic, Council President
Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Kevin Haass,
Michael P. May, Cathleen M. Probst, Rosalie L. Reinke,
Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel

Tuesday, July 1, 2014

7:01 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Mayor Devine at 7:01 p.m.

B. ROLL CALL

Present 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

Excused 1 - Ald. Vitale

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Haass.

D. PUBLIC HEARINGS

1. [R-2014-0163](#) Resolution relative to determination of Special Use Permit for an outdoor patio with extension of licensed premise for O'Connor's Perfect Pint, 8423 W. Greenfield Ave.

Sponsors: Safety & Development Committee

Explanation by Patrick Schloss, Manager of Community Development.

Appearances:

Mike O'Connor of O'Connor's Perfect Pint, 8423 W. Greenfield Ave., stated his hours of operation for the outdoor patio was based on other businesses on Greenfield Ave. with outdoor patios.

2. [R-2014-0162](#) Resolution relative to determination of a Special Use Permit for a bakery, Aggie's Bakery and Cake Shop, to be located at 7326-28 W. Greenfield Ave.

Sponsors: Safety & Development Committee

The Clerk's Office received one (1) letter in favor.

Explanation by Patrick Schloss, Manager of Community Development.

Appearances: None.

3. [R-2014-0161](#) Resolution relative to the determination of a Special Use Permit amendment for WA Community Child Care, a proposed child daycare center, to be located within a portion of the Summit Place Office Building, at 6682 W. Greenfield Ave.

Sponsors: Safety & Development Committee

Attachments: [R-2014-0161 signed resolution](#)

Explanation by Patrick Schloss, Manager of Community Development.

Appearances: None.

E. CITIZEN PARTICIPATION

Robert Braun, 2160 S. 86 St., spoke about the ruling on same sex marriages, prior lawsuits and activities he has been involved with.

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. MAYOR'S REPORT

Mayor Devine stated he met with representatives of the UW Extension Master Gardener Program and that they are working with the Forestry Department on adopting flower beds in West Allis. He spoke about the Fourth of July festivities, the parade, breakfast, fireworks display and that State Fair Park is charging for parking this year, which has been free in the past. He mentioned that National Night Out is Monday, July 21st at the Farmer's Market and block parties will be on Tuesday, July 22nd.

H. ALDERPERSON'S REPORT

Ald. Probst announced that a meeting was held with Pawn America executives regarding remedies for concerns from the neighbors. A report will follow in the next coming weeks.

Ald. Weigel commented on the construction on S. 76th St. during State Fair. He stated that during the fair there will be temporary lighting supplied by the Department of Transportation.

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of June 17, 2014

J. ITEMS NOT REFERRED TO COMMITTEE

4. [2014-0415](#) Notice of Claim submitted on behalf of Randal Eugene Stefaniak relative to injury allegedly sustained at 2047 S. 105 St. on March 16, 2014.
5. [2014-0416](#) Notice of Claim submitted on behalf of Reginald E. Bien-Aime relative to injuries and damages allegedly sustained at 1704 S. 69 St. on or about April 22, 2014.
6. [2014-0436](#) Judy Lewis communication regarding property damage allegedly sustained at S. 72 St. on June 16, 2014.
7. [2014-0442](#) Angela Gregory communication regarding vehicle damages allegedly sustained at the intersection of 84th and National Ave., on June 16, 2014.

Passed The Block Vote

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 0

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 7:27 p.m. Upon returning from recess at 8:41 p.m., and the roll call being taken, there were:

Present 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

Excused 1 - Ald. Vitale

M. NEW AND PREVIOUS MATTERS**ADMINISTRATION & FINANCE COMMITTEE**

8. [O-2014-0038](#) An Ordinance to amend Salary Ordinance No. O-2013-0010 establishing the salaries of certain Administrative & Clerical Employees [Name Changes Only to Code Inspector A-16 and Neighborhood Services Inspector A-18].

Sponsors: Administration & Finance Committee

9. [R-2014-0156](#) Resolution requesting the transfer of \$11,000 from the City's Productivity Fund to Information Technology Capital Account for the purchase of PowerMan software.

Sponsors: Administration & Finance Committee

Attachments: [ADMR472.Attachment.pdf](#)

10. [R-2014-0170](#) Resolution approving the terms & conditions for an Economic Development Loan to Aggie's Bakery and Cake Shop LLC and/or assigns, under the Department of Housing and Urban Development Community Development Block Grant Program in an amount not to exceed \$80,000.
- Sponsors:* Administration & Finance Committee
- Attachments:* [R-2014-0170 Aggie's Bakery and Cake Shop LLC 7-1-14.pdf](#)
11. [2014-0440](#) Communication from the Director of the Department of Development and the Director of the Building Inspections & Neighborhood Services Department regarding demolition expenses for nuisance and abandoned dwellings.
- Attachments:* [memo to CC for NADS funding 7-1-14.pdf](#)
[Demo Spreadsheet-Development \(for CC use\) 6-23-14.pdf](#)
12. [R-2014-0168](#) Resolution authorizing the Director of Development to enter into a professional consulting services contract for the preparation of plans and specifications, and a demolition contract for the demolition of 1619 S. 57 St., at an estimated total amount of \$14,000.
- Sponsors:* Lajsic
13. [R-2014-0169](#) Resolution authorizing the Director of Development to enter into a professional consulting services contract for the preparation of plans and specifications for various nuisance and abandoned dwellings, at an estimated total amount of \$32,000.
- Sponsors:* Lajsic
14. [2014-0420](#) West Allis Memorial Hospital, Inc.'s Financial Statements for the years ended December 31, 2013 and 2012, and Independent Auditors' Report.
- Attachments:* [WAMH FinStmts 2012.13.pdf](#)
15. [2014-0421](#) Aurora Health Care, Inc. and Affiliates Consolidated Financial Statements for the years ended December 31, 2013 and 2012, and Independent Auditors' Report.
- Attachments:* [AURORA.FinStmts 2012.13.pdf](#)
16. [2014-0434](#) Comptroller submitting the Popular Financial Report for January-March, 2014.
- Attachments:* [janmar2014 popular report \(3\).pdf](#)
17. [2014-0418](#) Communication from Human Resources Director regarding request to fill a vacant .5 Librarian I position at the Public Library.
- Attachments:* [VACPOSREQ.PT Lib1 070114.pdf](#)
- and Placed on File**
18. [2014-0112](#) GE Capital Healthcare Financial Services communication regarding a refund for a reporting/assessment error for 2013 Personal Property Tax No. 22704 for GE Capital Information Tech Solutions.

19. [2014-0147](#) Summons and Complaint in the matter of Bank of America, N.A. vs Patrick Balestrieri, et al, regarding foreclosure of mortgage, Case No. 14CV001863.

Passed The Block Vote

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 0

PUBLIC WORKS COMMITTEE

20. [R-2014-0160](#) Resolution relative to accepting the proposal of North American Salt Co. for furnishing and delivering 12,000 tons of deicing road salt for a total sum of \$724,320.00.

Sponsors: Public Works Committee

21. [R-2014-0166](#) Resolution Authorizing and Directing the Director of Public Works/City Engineer to Provide Temporary Street Lighting On South 76th Street From West Greenfield Avenue to West Pierce Street in an amount not to exceed \$5,000.

Sponsors: Probst and Ald. Weigel

22. [R-2014-0165](#) Resolution approving a Lease Agreement by and between the City of West Allis and 7328 Greenfield Avenue LLC, located at 7326-28 W. Greenfield Avenue, for Parking in the Municipal Lot.

Sponsors: Ald. Weigel

Attachments: [Lease Agreement-Aggies \(7-1-14\).pdf](#)
[signed Lease agreement](#)

25. [O-2014-0037](#) An Ordinance to Amend Subsection 15.03(4)(b) and 15.03(4)(c) of the West Allis Revised Municipal Code Relating to changing four family residences with private recycling collection services being exempt from the City Waste Management fee, and to require all four family residences to be charged a recycling fee on a quarterly basis.

Sponsors: Public Works Committee

26. [R-2014-0159](#) Resolution Approving the New Four Family Recycling Fee Rate.

Sponsors: Public Works Committee

27. [O-2014-0030](#) An Ordinance to Amend Subsection 15.03(4)(c) of the West Allis Revised Municipal Code Relating to changing four family residences with private collection services, being exempt from the City Waste Management fee and to require all four family residences to be charged this fee on a quarterly basis.

Sponsors: Public Works Committee

Passed The Block Vote

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 0

23. [2014-0441](#) Communication from the Director of Development regarding the Parklets and Pedlets Policy.

Attachments: [PEDLET POLICY6 27 14.pdf](#)

A motion was made by Ald. Lajsic, seconded by Ald. Probst, to amend the communication policy by reducing the umbrella insurance coverage from \$5,000,000 to \$2,000,000.

The motion to amend carried by the following vote:

Ayes: 6 - Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Weigel

Noes: 3 - Ald. Barczak, Ald. Reinke, Ald. Roadt

A motion was made by Ald. May, seconded by Ald. Lajsic, to amend the communication policy for the Business Improvement District only.

The motion to amend carried by the following vote:

Ayes: 8 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Roadt, Ald. Weigel

Noes: 1 - Ald. Reinke

and Placed on File.

Aye: 8 - Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 1 - Ald. Barczak

24. [R-2014-0167](#) Resolution Granting a Privilege for Encroachment (Major) to New Owner Bestrege LLC for property located at 7335 West Greenfield Avenue (Tax Key No. 453-0118-000).

Sponsors: Public Works Committee

Attachments: [R-2014-0167 Encrmajor-Bestrege-O Jolinos Properties-T.pdf](#)
[R-2014-0167 Endorsement.pdf](#)
[Bestrege LLC-7335Greenfield-Final Major.pdf](#)

A motion was made by Ald. Weigel, seconded by Ald. May, to reconsider from the committee report. The motion carried unanimously.

A motion was made by Ald. Lajsic, seconded by Ald. Probst, to amend the resolution by reducing the umbrella insurance coverage from \$5,000,000 to \$2,000,000.

The motion to amend carried by the following vote:

Ayes: 6 - Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Weigel

Noes: 3 - Ald. Barczak, Ald. Reinke, Ald. Roadt

Aye: 6 - Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, and Ald. Weigel

No: 3 - Ald. Barczak, Ald. Reinke, and Ald. Roadt

SAFETY & DEVELOPMENT COMMITTEE

28. [2014-0439](#) Special Use Permit for Chang's Martial Arts and Fitness Studio to be located at 1408 S. 73 St.

Held in Safety & Development Committee during recess.

31. [R-2014-0162](#) Resolution relative to determination of a Special Use Permit for a bakery, Aggie's Bakery and Cake Shop, to be located at 7326-28 W. Greenfield Ave.

Sponsors: Safety & Development Committee

32. [2014-0401](#) Special Use Permit for a bakery, Aggie's Bakery and Cake Shop, to be located at 7326-28 W. Greenfield Ave.

33. [R-2014-0161](#) Resolution relative to the determination of a Special Use Permit amendment for WA Community Child Care, a proposed child daycare center, to be located within a portion of the Summit Place Office Building, at 6682 W. Greenfield Ave.

Sponsors: Safety & Development Committee

Attachments: [R-2014-0161 signed resolution](#)

34. [2014-0399](#) Special Use Permit amendment for proposed WA Community Child Care, a proposed child daycare center, to be located within a portion of the Summit Place Office Building, at 6682 W. Greenfield Ave.

Passed The Block Vote

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 0

29. [R-2014-0163](#) Resolution relative to determination of Special Use Permit for an outdoor patio with extension of licensed premise for O'Connor's Perfect Pint, 8423 W. Greenfield Ave.

Sponsors: Safety & Development Committee

30. [2014-0400](#) Special Use Permit for an outdoor patio with extension of licensed premise for O'Connor's Perfect Pint, 8423 W. Greenfield Ave.

Passed The Block Vote

Aye: 8 - Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 1 - Ald. Barczak

LICENSE & HEALTH COMMITTEE

35. [2014-0425](#) 2014-2015 Class B Tavern license renewal application no. 857, Dance Hall license renewal application no. 859 and Instrumental Music license renewal application no. 860 of Weigel's Hillcrest, Inc., Martin J. Weigel, Agent, d/b/a Benno's Genuine Bar & Grill, for premises located at 7413 W. Greenfield Ave.

Aye: 8 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, and Ald. Roadt

No: 0

Present: 1 - Ald. Weigel

36. [2014-0429](#) 2014-2015 Class B Tavern License renewal application no. 1447 and Dance Hall License renewal application no. 1449, PM Pub & Grub, Inc., Dorene J. Monty, Agent, d/b/a PM Pub & Grub for premises located at 6533 W. Mitchell St.

Held in License & Health Committee during recess.

55. [2014-0414](#) Request to amend premises of O'Connor's Perfect Pint, located at 8423 W. Greenfield Avenue, for an outdoor patio with extension (2014-2015 Class B Tavern License renewal application no. 838 and Dance Hall License renewal application no. 840 of OAR, LLC, Michael C. O'Connor, Agent).

Attachments: [O'Connors.pdf](#)

Outdoor patio area to be closed at 10:00 p.m.

Aye: 8 - Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 1 - Ald. Barczak

37. [2014-0428](#) 2014-2015 Class B Tavern License renewal application no. 709 Daniel G. Hiley, d/b/a Sale Inn, for premises located at 5832 W. Lincoln Ave.
38. [2014-0435](#) 2014-2015 Class B Tavern License renewal application no. 1541 of ARH Enterprises, LLC, Hugo Jose Juarez, Agent, d/b/a Las Palmas for premises located at 1901 S. 60 St.
39. [2014-0424](#) 2014-2015 Instrumental Music License application no. 2096 (2014-2015 Class B Tavern License application no. 2093), of Urban Joe Cafe, Inc., Tairi Pullum, Agent, d/b/a Urban Joe Cafe, Inc. for the premises located at 7028 W. Greenfield Ave.
40. [2014-0427](#) Application of Transfer of License from Premises to Premises of 2014-2015 Class A Liquor and Class A Beer License no. 1494 of Audi Brothers, LLC, Omer J. Audi, Agent, d/b/a Super Bottle Depot, from 1357 S. 76 St. to 7546 W. Greenfield Ave.
Recommended denial based on no more Class A Licenses allowed in the Business Improvement District.
41. [2014-0431](#) Operator's License (bartender/sales clerk) applications.
*2014-2015 License application nos. 458-460, 463-465 & 467-470 granted.
2014-2016 License application nos. 169-172, 174 & 177-188 granted.*
42. [2014-0432](#) 2014-2015 Secondhand Jewelry Dealer License application(s).
License application no. 1658 granted.
43. [2014-0433](#) 2014-2015 Used Vehicle Dealer License application(s).
License application no. 2101 granted.
44. [2014-0438](#) 2014-2015 Salvage & Recycling Center License application(s).
License application no. 352 granted.
45. [2014-0390](#) Police Department Report involving Dog House, 1641 S. 68 St. (2013-2014 Class B Tavern License no. 1759, Dance Hall License no. 1760 and Instrumental Music License no. 1761 of Janice Susan, LLC, Janice Susan Fazen, Agent, Incident Date: May 10, 2014).

46. [2014-0391](#) Police Department Report involving Paulie's Pub & Eatery, LLC, 8031 W. Greenfield Ave. (2013-2014 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: May 11, 2014).
47. [2014-0422](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-461 for Nyki L. Mamerow.
Denied based on the police report.
48. [2014-0423](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-453 for Beau B. Burlingame.
49. [2014-0381](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-442 for Colleen C. Doolan.
50. [2014-0426](#) 2014-2015 Class B Tavern License application no. 2088, Dance Hall License application no. 2089 and Instrumental Music License application of C & M One, LLC, Michael G. Lange, Agent, d/b/a The Growler for the premises located at 9105 W. Lincoln Ave. (new-existing location).
51. [2014-0430](#) 2014-2015 Combination Class A Liquor License application no. 2091 of DILMIL, Inc., Sukhdeep Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, for the premises located at 7218 W. Greenfield Ave. (new-existing location).
52. [2014-0041](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2013-2014 Class A Liquor License application no. 1080, Cigarette License application no. 1081 and Food-Related Permits/Licenses).

Attachments: [Summons WA Liq. & Tob.pdf](#)
[Complaint WA Liq. & Tob.pdf](#)

53. [2013-0647](#) Police Department Report involving West Allis Liquor & Tobacco, 7218 W. Greenfield Avenue (2013-2014 Combination Class A Liquor License application no. 1080 of Dilneet Corporation, Rupinder Randhawa, Agent, Incident Date: October 18, 2013).

54. [2013-0561](#) Department of Revenue Field Report regarding Wisconsin State Seller's Permit for Dilneet Corporation (2013-2014 Combination Class A Liquor License application no. 1080, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave., Incident Date: September 5, 2013).
- Attachments:* [DOR Field Report 9-17-13.pdf](#)
56. [2014-0394](#) 2014-2015 Secondhand Jewelry Dealer License renewal application no. 1882 of Pawn America Wisconsin, LLC, Bradley K. Rixmann, Agent d/b/a Pawn America for premises at 7530 W. Lincoln Ave.
- Held in License & Health Committee during recess.*
57. [2014-0395](#) 2014-2015 Pawn Dealer License renewal application no. 1860 of Pawn America Wisconsin, LLC, Bradley K. Rixmann, Agent d/b/a Pawn America for premises at 7530 W. Lincoln Ave.
- Held in License & Health Committee during recess.*
58. [2014-0396](#) 2014-2015 Secondhand Article Dealer License renewal application no. 1888 of Pawn America Wisconsin, LLC, Bradley K. Rixmann, Agent d/b/a Pawn America for premises at 7530 W. Lincoln Ave.
- Held in License & Health Committee during recess.*
59. [2014-0386](#) Police Department Report involving Taqueria Buenavista, 6000 W. Burnham St., (2013-2014 Class B Beer License no. 1590, Enicacio Sanchez, Incident Date: April 30, 2014).
60. [2014-0387](#) Police Department Report involving Las Palmas, 1901 S. 60 St. (2013-2014 Class B Tavern License application no. 1541, Dance Hall License application no. 1543 and Instrumental Music License application no. 1544 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, Incident Date: May 3, 2014).
61. [2014-0388](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Incident Date: May 4, 2014).
62. [2014-0389](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2013-2014 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: May 7, 2014).

Passed The Block Vote

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 0

ADVISORY COMMITTEE

63. [2014-0417](#) Library Director request for permission to destroy certain records.

Attachments: [Library Records.pdf](#)

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Haass, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, and Ald. Weigel

No: 0

N. ADJOURNMENT

to adjourn at 9:35 p.m., with the next regularly scheduled meeting to be held on August 5, 2014, at 7:00 p.m

Respectfully submitted,

Monica Schultz, City Clerk



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.