



# 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*

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Tuesday, November 15, 2011

7:00 PM

City Hall Common Council Chambers

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#### REGULAR MEETING

##### A. CALL TO ORDER

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

##### B. ROLL CALL

**Present** 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

##### C. PLEDGE OF ALLEGIANCE

*The Pledge of Allegiance was led by Ald. Weigel.*

##### D. PUBLIC HEARINGS

1. [O-2011-0081](#) Ordinance to amend Section 12.20(3)(b) of the Revised Municipal Code by including a provision for the type and number of vehicles permitted to park off-street and upon single and two-family residential properties.

**Sponsors:** Safety & Development Committee

*Explanation by John Stibal, Director of Development.*

*Appearances: None.*

##### E. CITIZEN PARTICIPATION

*Al Lemke, 2193 S. 90 St., Public Works Fleet Mechanic, supported the 2012 city budget. He said that the proposed budget is a responsible answer. He commented on the reduction of the work force, and the loss of 8% take home pay. He stated that there are families to support and mortgages to pay, and that pay raises have been traded for benefits.*

*Joe Narlock, 1034 S 89 St., Local 80 AFSCME representative, thanked the mayor and staff for helping with the budget, and requested that it be passed as is.*

## 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 opening of Panda Express. He reminded everyone about the Community Breakfast of Thanks and Giving.*

**Alderspersons Comments**

*Ald. Weigel reminded citizens about the Christmas Parade, letters to Santa, and the food drive.*

*Ald. Reinke commented on honoring the veterans with the Christmas giving tree.*

*Ald. Vitale commented on how elected officials are responsible to preserve jobs, to represent community, to cut waste, and how to save money without effecting the welfare of citizens.*

## H. AGENDA APPROVAL

*that the agenda as submitted with item no. 60 being a reappointment under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of Boards and Commissions be accepted*

## I. APPROVAL OF MINUTES

*to approve the minutes of the regular meeting of November 1, 2011*

## J. ITEMS NOT REFERRED TO COMMITTEE

2. [2011-0682](#) Report of the Municipal Judge for the month of October 2011, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$88,973.60.

*Attachments:* [2011-0682.pdf](#)

3. [2011-0680](#) Ms. Sharon Knedle Notice of Claim for punitive and compensatory damages in the amount of \$225,000.00 regarding the matter of feeding squirrels.
4. [2011-0681](#) Mr. William H. McCarver Notice of Claim for punitive and compensatory damages in the amount of \$175,000.00 regarding the matter of feeding squirrels.
5. [2011-0674](#) Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A. vs. Brian T. Williams and Dolores E. Williams, et al, regarding foreclosure of mortgage, Case No. 10-CV-013658.

6. [2011-0675](#) Notice of Circumstances of Claim submitted by Jastroch & LaBarge, S.C., on behalf of Joel Kawalske regarding injuries and damages allegedly sustained on July 29, 2011.
7. [2011-0684](#) Second Amended Summons and Complaint in the matter of JP Morgan Chase Bank, National Association vs. Thomas J. Deppiesse, et al., regarding foreclosure of mortgage, Case No. 11-CV-000259.

**Passed The Block Vote**

## K. STANDING COMMITTEE REPORTS

**ADMINISTRATION & FINANCE COMMITTEE**

*Reported out after recess.*

## L. COMMON COUNCIL RECESS

*that the Council recess until completion of Committee meetings*

*Thereupon, the Council took a recess at 7:16 p.m. Upon returning from recess at 8:55 p.m., and the roll call being taken, there were:*

**Present** 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

## M. NEW AND PREVIOUS MATTERS

**ADMINISTRATION & FINANCE COMMITTEE**

9. [O-2011-0078](#) An Ordinance to establish the salary of the Alderpersons of the City of West Allis for the four year term of April 17, 2012 through April 18, 2016.

**Sponsors:** Administration & Finance Committee

10. [R-2011-0210](#) Resolution relative to transferring \$85,444.00 from the Contingency Fund to the Police Department Automotive Capital Account for purchasing four (4) Police Squads from Ewald Automotive Group.

**Sponsors:** Administration & Finance Committee

11. [2011-0647](#) Communication from City Administrative Officer transmitting Traffic Violation & Accident Reports for the period July 1, 2011 through September 30, 2011.

**Attachments:** [MCCAccidRpt.Qtr3 2011.pdf](#)

15. [R-2011-0234](#) Resolution relative to approving a Management Agreement and Maintenance Agreement with Beloit Road Senior Apartments, LLC for the management and maintenance of the Beloit Road Senior Housing Complex located in the area of W. Beloit Rd. & S. 72 St.
- Sponsors:* Kopplin
16. [2011-0691](#) Communication from the City Attorney's Office Regarding Renovations to the Police Court Center.
- Attachments:* [Microsoft Word - Ltr-MayorCC RenovationsPoliceDept.pdf](#)
17. [R-2011-0233](#) Resolution adopting Milwaukee County Pre-Disaster Mitigation Plan.
- Sponsors:* Administration & Finance Committee
- Attachments:* [MilwCnty Pre-Disaster Mitigation Plan TOC.pdf](#)
18. [R-2011-0230](#) Resolution to approve a Demonstration Commercial Facade Improvement Project Contract by and between the City of West Allis and Dennis & Jeannette Mulvaney Trust, property owner for the property located at 7140-44 W. Greenfield Ave. in an amount up to \$40,000.
- Sponsors:* Administration & Finance Committee
- Attachments:* [7140-44 W Greenfield-Mulvaney -CFP.pdf](#)
19. [R-2011-0229](#) Resolution approving Subgrantee Agreements by and between the City of West Allis and various Community Development Block Grant recipients and City Departments for support of administrative, public service, housing rehabilitation, economic development, public improvement, redevelopment activities and projects funded by 2012 Community Development Block Grant funds.
- Sponsors:* Administration & Finance Committee
- Attachments:* [Exhbt B Subgr-Agrmnt-Blank Master-2012-bjb.doc](#)  
[Exhbt A 2012 Action Plan.pdf](#)
20. [R-2011-0228](#) Resolution relative to accepting the sole source proposal of Motorola Solutions for providing radio equipment for a total net sum of \$62,854.00.
- Sponsors:* Administration & Finance Committee
21. [R-2011-0232](#) Resolution relative to accepting the proposal of CivicPlus for providing Web Design Services for a total sum of \$22,887.
- Sponsors:* Administration & Finance Committee
22. [2011-0678](#) Request from the Christmas Funding, Planning and Programming Subcommittee of the West Allis Celebrations Committee for consideration of funding for the 2011 Christmas Parade.

23. [2011-0677](#) Communication from City Administrative Officer regarding request to fill upcoming vacant position of Housing Technician in the Department of Development, Community Development Division.

**Passed The Block Vote**

**Aye:** 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel  
**No:** 0

14. [2011-0618](#) 2012 City of West Allis Mayor's Recommended Budget.

**Attachments:** [2012 Rec Budget.pdf](#)

**Aye:** 7 - Barczak, Kopplin, Lajsic, Narlock, Reinke, Sengstock, and Weigel  
**No:** 3 - Czaplewski, Roadt, and Vitale

8. [O-2011-0075](#) Ordinance appropriating the necessary funds for the operation and administration of the City of West Allis for calendar year 2012.

**Sponsors:** Administration & Finance Committee

**Attachments:** [ADMO.AppropOrd.Atchmt1.pdf](#)  
[ADMO.AppropOrd.Atchmt3.pdf](#)  
[ADMO.AppropOrd.Atchmt4.pdf](#)  
[ADMO.AppropOrd.Atchmt2.pdf](#)

**Aye:** 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, and Weigel  
**No:** 1 - Vitale

12. [O-2011-0077](#) An Ordinance to establish the salary of the Mayor of the City of West Allis for the four year term of April 17, 2012 through April 18, 2016.

**Sponsors:** Administration & Finance Committee

**Aye:** 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, and Weigel  
**No:** 1 - Vitale

13. [O-2011-0079](#) An Ordinance to establish the salary ranges of the City Attorney and the Municipal Judge of the City of West Allis for the four year period of May 1, 2012 through April 30, 2016.

**Sponsors:** Administration & Finance Committee

**Aye:** 7 - Barczak, Kopplin, Lajsic, Narlock, Roadt, Sengstock, and Weigel  
**No:** 3 - Czaplewski, Reinke, and Vitale

**PUBLIC WORKS COMMITTEE**

24. [R-2011-0231](#) Resolution Constituting a Relocation Order, Pursuant to Secs. 62.22 and 32.05(1) of the Wisconsin Statutes, for the Laying Out, Relocation and Improvement of West National Avenue (South 92 Street to South 85 Street).

**Sponsors:** Public Works Committee

**Attachments:** [RES-2011-0231.pdf](#)  
[RES-Relocation Order-National-Revised.pdf](#)

25. [R-2011-0227](#) Resolution relative to accepting the proposal of Graybar Electric and Gexpro for furnishing and delivering Street Lamps for a total sum of \$49,063.80.

**Sponsors:** Public Works Committee

**Attachments:** [1137 Street Lamps.pdf](#)

26. [2011-0685](#) Communication from Director of Public Works/City Engineer regarding Alderman Roadt's suggestion that the City rebate any liquidated damages received for late completion of street construction contracts back to the affected residents.

**Attachments:** [COMM-2011-0685.pdf](#)

#### Passed The Block Vote

**Aye:** 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

**No:** 0

### SAFETY & DEVELOPMENT COMMITTEE

#### New Matters for Introduction

27. [2011-0692](#) Special Use Permit for proposed children's daycare facility located within a portion of the Good Shepherds School building at 1337 S. 100 St. submitted by Susan Scifo and Rich Gross of Good Shepherds Church/School (Tax Key No. 444-0534-002).

*Held in Safety & Development Committee during recess.*

28. [O-2011-0081](#) Ordinance to amend Section 12.20(3)(b) of the Revised Municipal Code by including a provision for the type and number of vehicles permitted to park off-street and upon single and two-family residential properties.

**Sponsors:** Safety & Development Committee

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

**No:** 1 - Barczak

### LICENSE & HEALTH COMMITTEE

29. [O-2011-0080](#) Ordinance to Repeal and Recreate Section 7.12(8) of the City of West Allis Revised Municipal Code Relating to Feeding of Wild Animals.

**Sponsors:** License & Health Committee

*Held in License & Health Committee during recess.*

30. [2011-0641](#) Tavern Operator License applications.

*2011-2012 License application nos. 344, 346 & 349 granted and  
2011-2013 License application nos. 415-420 & 422 granted.*

31. [2011-0673](#) 2012 Gun Range License renewal application.  
*License application no. 25 granted.*
32. [2011-0658](#) Police Department report regarding tavern violations/calls for service for the end of September 2011 and the month of October 2011.  
*Attachments: [2011-0658.pdf](#)*
33. [2011-0660](#) Police Department Report involving Junebugs, 6231 W. Mitchell St. (2011-2012 Class B Tavern License no. 1264 of Junebugs, LLC, June M. Mondry, Agent, Incident Date: September 23, 2011).
34. [2011-0662](#) Police Department Report involving Happy Dave'z Pub, 7033 W. Becher St., (2011-2012 Class B Tavern License no. 1756, Dance Hall License no. 1757 and Instrumental Music License no. 1794, David S. Socolick, Agent, Incident Date: October 1, 2011).
35. [2011-0664](#) Police Department Report involving Painted Parrot, Ltd., 8028 W. National Ave. (2011-2012 Class B Tavern License no. 1804 of Painted Parrot, Ltd., Thomas J. Beckmann, Agent, Incident Date: October 2, 2011).
36. [2011-0666](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2011-2012 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: October 9, 2011).
37. [2011-0668](#) Police Department Report involving HD Hideout, 6201 W. Mitchell St. (2011-2012 Class B Tavern License no. 733, Dance Hall License no. 735 and Pool Table-Billiards License no. 1793, HD Hideout, Inc., Carol A. Karabelas, Agent, Incident Date: October 10, 2011).
38. [2011-0669](#) Police Department Report involving G R's National Pub, 6827 W. National Ave. (2011-2012 Class B Tavern License no. 1613, Dance Hall License no. 1615, and Instrumental Music License no. 1614 of Guy M. Robb, LLC, Guy M. Robb, Agent, Incident Date: October 10, 2011).
39. [2011-0670](#) Police Department Report involving The Alibi Tavern, 6540 W. Grant St. (2011-2012 Class B Tavern License no. 1663 of Alibi Taverns, LLC, Patrick R. Kosidowski, Agent, Incident Date: October 13, 2011).
40. [2011-0671](#) Police Department Report involving Jock Stop Sports Bar, 7930 W. National Ave. (2011-2012 Class B Tavern License no. 880 and Dance Hall License no. 882 of JOEII ENTERPRISES, LLC, Christopher J Bitz, Agent, Incident Date: October 13, 2011).
41. [2011-0659](#) Police Department Report involving Jilly Beans, 9524 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 1701 and Dance Hall License no. 1702 of Sportz Medicine, LLC, John J. Biwer, Agent, Incident Date: September 21, 2011).  
*Held in License & Health Committee during recess.*

42. [2011-0661](#) Police Department Report involving The Drunken Duck, 5906 W. Burnham Ave., (2011-2012 Class B Tavern License no. 1743 and Instrumental Music License no. 1788 of Beer Garden Entertainment, LLC, Lindsey Anne Guillermo, Agent, Incident Dates: September 27, 2011, October 11, 2011 & October 15, 2011).  
*Held in License & Health Committee during recess.*
43. [2011-0663](#) Police Department Reports involving Wild Bill's Saloon, 1454 S. 92 St. (2011-2012 Class B Tavern License no. 789 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Dates: October 2, 2011 & October 8, 2011).  
*Held in License & Health Committee during recess.*
44. [2011-0665](#) Police Department Report involving Flappers, 7527 W. Becher St. (2011-2012 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: October 8, 2011 & October 13, 2011).  
*Held in License & Health Committee during recess.*
45. [2011-0672](#) Police Department Report regarding violation of selling synthetic marijuana involving Cigarette Depot, 1520 S. 84 St. (2011-2012 Cigarette License no. 1807 of HND, Inc., Dineshkumar P. Patel, Agent, Incident Date: October 17, 2011).  
*Held in License & Health Committee during recess.*
46. [2011-0679](#) 2011-2012 Tavern Operator License application no. 12-347 of Lisa M. Studener.
47. [2011-0667](#) Police Department Report involving Sportz Medicine II, 7731 W. Becher St. (2011-2012 Class B Tavern License no. 1453, Dance Hall License no. 1455 and Instrumental Music License no. 1774 of Sportz Medicine, LLC, John J. Biwer, Agent, Incident Dates: October 9, 2011 & October 13, 2011).
48. [2011-0613](#) Police Department Reports involving Sportz Medicine II, 7731 W. Becher St. (2011-2012 Class B Tavern License no. 1453, Dance Hall License no. 1455 and Instrumental Music License no. 1774 of Sportz Medicine, LLC, John J. Biwer, Agent, Incident Dates: September 1, 11, 18, and 22 (2 incidents), 2011).
49. [2011-0640](#) 2011 Direct Sellers/Solicitors Permit application no. 37 of Brittany L. Mehring.  
*Denied based on two (2) nonappearances.*



50. [2011-0638](#) 2011-2013 Tavern Operator License application no. 13-405 of Raina M. Melnick.  
*Denied based on two (2) nonappearances.*
51. [2011-0635](#) 2011-2013 Tavern Operator License application no. 13-407 of Tiffany L. Hunt.  
*Denied based on police report.*
52. [2011-0616](#) 2011-2012 Class B Tavern License application of Jesus Atilano and Elva E. Martinez, partners, d/b/a Studio 59 LLC for premises located at 5801 W. Beloit Rd. (new-existing location).  
*Satisfy necessary requirements within sixty (60) days.*
53. [2011-0606](#) Police Department Report involving Double Barrel Saloon, 1100 S. 60 St. (2011-2012 Class B Tavern License no. 1524, Dance Hall License no. 1526 and Instrumental Music License no. 1525, of SYRE Enterprises, LLC, Andrew M. Lomax, Agent, Incident Date: September 13, 2011).
54. [2011-0614](#) Police Department Report involving Ubie's Double Vision, 5501 W. Burnham St. (2011-2012 Class B Tavern License no. 853, Dance Hall License no. 854 and Instrumental Music License no. 855 of Ubie's Double Vision, LLC, Robert A. Uebelacker, Agent, Incident Date: September 21, 2011).
55. [2011-0615](#) Police Department Reports involving Walk-Her-Inn, 900 S. 74 St. (2011-2012 Class B Tavern License no. 1538 and Dance Hall License no. 1540, Diane D. Plumeri, Incident Dates: September 3, 11, and 23, 2011).

**Passed The Block Vote**

Aye: 10 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

**ADVISORY COMMITTEE**

56. [2011-0686](#) Appointments and Reappointments by Mayor Devine of youth members to the West Allis Youth Commission.
57. [2011-0687](#) Reappointment by Mayor Devine of Paul Murphy as an Adult Advisor-Citizen Representative to the West Allis Youth Commission, his four-year term to expire September 30, 2015.

58. [2011-0688](#) Appointment by Mayor Devine of Kristi Bonaparte as an Adult Advisor-School Board President's Designee to the West Allis Youth Commission.
59. [2011-0689](#) Appointment by Mayor Devine of Lt. Steve Beyer as an Adult Advisor-Police Chief's Designee to the West Allis Youth Commission.
60. [2011-0693](#) Reappointment by Mayor Devine of Frederick Kuolt as a member of the West Allis Commission on Aging, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, his three-year term to expire November 1, 2014.

**Passed The Block Vote**

**Aye:** 10 - Barczak, 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**

*Ald. Roadt commented on the budget.*

*Ald. Vitale read from an article regarding a barber in Canton, Ohio.*

*Ald. Sengstock asked everyone to remember the meaning of Thanksgiving and Christmas and assist those in need. He wished everyone on behalf of the Mayor and Council a Happy Thanksgiving.*

**O. ADJOURNMENT**

*to adjourn at 9:08 p.m., with the next regularly scheduled meeting to be held on December 6, 2011, 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.