



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Alderson Thomas G. Lajsic, Council President

Aldersons: Gary T. Barczak, Michael J. Czapski, Michael P. May,

Cathleen M. Probst, Rosalie L. Reinke, Daniel J. Roadt,

James W. Sengstock, Vincent Vitale, and Martin J. Weigel

Tuesday, October 15, 2013

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2013-0237](#) Resolution to approve the Year 2014 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).
Sponsors: Administration & Finance Committee

2. [O-2013-0041](#) Ordinance to amend the official West Allis Zoning Map by rezoning property located at 6502 W Burnham St. from RB-2 Residence District to C-2 Neighborhood Commercial District.
Sponsors: Safety & Development Committee

3. [R-2013-0231](#) Resolution relative to determination of Special Use Permit for Midcoast Auto, a proposed vehicle repair business, to be located at 1909 S. 74 St.
Sponsors: Safety & Development Committee

4. [R-2013-0233](#) Resolution relative to determination of Special Use Permit for CrossFit West Allis, a proposed athletic training facility, to be located at 2086 S. 56 St.
Sponsors: Safety & Development Committee

5. [R-2013-0230](#) Resolution relative to determination of Special Use Permit Amendment to establish Iago's Burrito Heaven, a proposed new restaurant, to be located at 9130 W. Greenfield Ave.

Sponsors: Safety & Development Committee

6. [R-2013-0232](#) Resolution relative to determination of Special Use Permit for an outdoor extension of premise at The Buzzard's Nest, an existing tavern, located at 6000 W. Mitchell St.

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. MAYOR'S REPORT

1. Recent events attended

2. Awards/commendations

3. Upcoming events

H. ALDERPERSON'S REPORT

1. Recent events attended

2. Awards/commendations

3. Upcoming events

4. Discussion Relative to Strong Communities & Community Involvement.

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of October 1, 2013.

J. ITEMS NOT REFERRED TO COMMITTEE

- 7. [2013-0593](#) Report of the Municipal Judge for the month of September 2013, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$118,654.40.
- 8. [2013-0588](#) Amended Summons and Complaint in the matter of MNH Sub, I, LLC, vs Diane L. Elich, et al, regarding foreclosure of mortgage, Case No.13-CV-006048.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

- 9. [R-2013-0235](#) Resolution relative to amending the City of West Allis Policies & Procedures Manual No. 1102 (Risk Management) under Administration & Finance.
Sponsors: Administration & Finance Committee
- 10. [R-2013-0234](#) Resolution to approve a Commercial Facade Improvement Project Contract by and between the City of West Allis and Lawrence and Melodie Pryor, members of Larodie Property LLC, the property owners for the property located at 6000-02 W. Mitchell St. in an amount of up to \$20,000.
Sponsors: Administration & Finance Committee

11. [R-2013-0236](#) Resolution to approve a Commercial Facade Improvement Project Contract by and between the City of West Allis and Dana Derrick, D.C., property owner for the Derrick Family Chiropractic property located at 6508 W. Lincoln Ave. in an amount of up to \$10,000.
Sponsors: Administration & Finance Committee
12. [R-2013-0238](#) Resolution relative to accepting the sole source proposal of Ricoh for providing imaging software updates and licenses for a total net sum of \$9,932.00.
Sponsors: Administration & Finance Committee
13. [2013-0606](#) 2014 City of West Allis Mayor's Recommended Budget.

City Attorney Claim Report

14. [2011-0502](#) Summons and Complaint in the matter of Ridgestone Bank vs. Zion Property, LLC, et al, regarding foreclosure of mortgage, Case No. 11CV012371.
City Attorney recommended to be placed on file.
15. [2012-0370](#) Summons and Complaint in the matter of Bank of America, N.A., vs Heidi M. Barrera Rios, et al, regarding foreclosure of mortgage, Case No. 12CV006812.
City Attorney recommended to be placed on file.
16. [2013-0506](#) James Altstadt communication regarding vehicle damages allegedly sustained on S. 108 St. and W. Mitchell St. on August 5, 2013.
City Attorney recommended denial.
17. [2013-0574](#) Acuity communication submitted on behalf of Amanda Wrasse regarding vehicle damages allegedly sustained at S. 108 St. and W. Mitchell St. on August 5, 2013.
City Attorney recommended denial.

Public Hearing Items (Administration & Finance Committee)

18. [R-2013-0224](#) Resolution to approve the Year 2014 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Preliminary).
Sponsors: Administration & Finance Committee

19. [R-2013-0237](#) Resolution to approve the Year 2014 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).
- Sponsors:** Administration & Finance Committee

PUBLIC WORKS COMMITTEE

New Matters for Introduction

20. [R-2013-0227](#) Resolution relative to amending a Professional Services Contract with R.A. Smith National, Inc. in the amount of \$15,500 to prepare traffic signal plans for inclusion in the WisDOT Zoo Interchange Traffic Management Plan project scheduled for 2014.
- Sponsors:** Public Works Committee
21. [R-2013-0228](#) Resolution relative to accepting the proposal of Casper's Truck Equipment for furnishing and delivering one 9' Dump Body, Hydraulic System and 3.5 cu. yd. Auger Spreader for a total sum of \$25,992.00.
- Sponsors:** Public Works Committee
22. [R-2013-0229](#) Resolution relative to accepting the proposal of Bruce Municipal Equipment for furnishing and installing one rear load refuse collection packer for a total sum of \$87,212.00.
- Sponsors:** Public Works Committee
23. [R-2013-0240](#) Resolution relative to amending the agreement with Ayres Associates Inc. for additional consulting work at the Lincoln Avenue landfill site for an estimated sum of \$5,400.00.
- Sponsors:** Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

24. [O-2013-0040](#) An Ordinance to Establish Parking Restrictions on Both Sides of the 1000, 1100 and 1200 Blocks of S. 57 Street.
- Sponsors:** Vincent Vitale

25. [R-2013-0239](#) Resolution to approve a Subrecipient Agreement between the City of West Allis and Milwaukee County for the award of federal HOME funds from the Milwaukee County HOME Consortium.
Sponsors: Safety & Development Committee
26. [2013-0608](#) Special Use Permit for Anchor Bank, an existing bank to be demolished and reconstructed with a drive-through at 7401 W. Greenfield Ave.
27. [2013-0609](#) Special Use Permit for King Spa, a proposed massage and wellness center to be located at 3036 S. 92 St.

Previous Matters for Consideration

28. [2013-0348](#) Special Use Permit for an expansion of use to relocate fuel tanks from 551 S. Curtis Rd to 571-79 S. Curtis Rd. and to provide cross access between parcels on the Zignego Ready Mix properties, submitted by Paul Zignego.

Public Hearing Items (Safety & Development Committee)

29. [O-2013-0041](#) Ordinance to amend the official West Allis Zoning Map by rezoning property located at 6502 W Burnham St. from RB-2 Residence District to C-2 Neighborhood Commercial District.
Sponsors: Safety & Development Committee
30. [R-2013-0231](#) Resolution relative to determination of Special Use Permit for Midcoast Auto, a proposed vehicle repair business, to be located at 1909 S. 74 St.
Sponsors: Safety & Development Committee
31. [2013-0584](#) Special Use Permit for Midcoast Auto, a proposed vehicle repair business, to be located at 1909 S. 74 St.
32. [R-2013-0233](#) Resolution relative to determination of Special Use Permit for CrossFit West Allis, a proposed athletic training facility, to be located at 2086 S. 56 St.
Sponsors: Safety & Development Committee
33. [2013-0585](#) Special Use Permit for CrossFit West Allis, a proposed athletic training facility, to be located at 2086 S. 56 St.

34. [R-2013-0230](#) Resolution relative to determination of Special Use Permit Amendment to establish Iago's Burrito Heaven, a proposed new restaurant, to be located at 9130 W. Greenfield Ave.
Sponsors: Safety & Development Committee
35. [2013-0581](#) Special Use Permit Amendment to establish Iago's Burrito Heaven, a proposed new restaurant, to be located at 9130 W. Greenfield Ave.
36. [R-2013-0232](#) Resolution relative to determination of Special Use Permit for an outdoor extension of premise at The Buzzard's Nest, an existing tavern, located at 6000 W. Mitchell St.
Sponsors: Safety & Development Committee
37. [2013-0582](#) Special Use Permit for an outdoor extension of premise at The Buzzard's Nest, an existing tavern, located at 6000 W. Mitchell St.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

38. [2013-0589](#) Findings and Recommendations in the Matter of the Complaint Against Dilneet Corporation, d/b/a West Allis Liquor & Tobacco for premises located at 7218 W. Greenfield Ave. (2013-2014 Class A Liquor License renewal application no. 1081, Cigarette License renewal application no. 1081 and 2013-2014 Food-related renewal Permit).
39. [2013-0607](#) Request to amend premises of The Buzzard's Nest, located at 6000 W. Mitchell Street, for an outdoor extension (2013-2014 Class B Tavern License no. 1965, Instrumental Music License no. 1967, and Dance Hall License no. 1966).
40. [2013-0594](#) 2013-2014 Secondhand Article Dealer License application(s).
41. [2013-0595](#) Operator's License (bartender/sales clerk) applications.
42. [2013-0596](#) Appointment of new agent, Kelly A. Schey, by Smokin' Joe's Pub, LLC, d/b/a Whammy Bar located at 6139 W. Beloit Rd. (2013-2014 Class B Tavern License application no. 1427, Dance Hall License application no. 1428, and Instrumental Music License application no. 1430).
43. [2013-0597](#) Police Department report regarding tavern violations/calls for service for August 30 and the month of September 2013.

44. [2013-0598](#) Police Department Report involving GR's National Pub, 6827 W. National Ave. (2013-2014 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: August 30, 2013).
45. [2013-0599](#) Police Department Report involving 88 Keys Piano Martini Lounge, 7211 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 1530 and Instrumental Music License No. 1532 of Gregory S. Barczak, Incident Date: September 13, 2013).
46. [2013-0600](#) Police Department Report involving Double Barrel Saloon, 1100 S. 60 St. (2013-2014 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 15, 2013).
47. [2013-0601](#) Police Department Report involving McGuire's Bar, 6235 W. National Ave. (2013-2014 Class B Tavern License no. 820 and Dance Hall License no. 822, McGuire's Bar, Inc., Daniel M. McGuire, Agent, Incident Date: September 21, 2013).
48. [2013-0602](#) Police Department Reports involving Quenchers, 7731 W. Becher St. (2013-2014 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 Date: September 22, 2013).
49. [2013-0603](#) Police Department Report regarding September 9, 2013 Tobacco Compliance Check involving twenty (20) West Allis businesses, resulting with one (1) selling tobacco to an underage person without requesting identification (2013-2014 Cigarette License no. 1769 of Speedway LLC, Daniel B. Polzin, Agent, d/b/a Speedway #4457 at 715 S. 108 St.).
50. [2013-0591](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-326 of Julie L. Peltonen.
51. [2013-0604](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-328 for Jeffrey R. Stranc.
52. [2013-0590](#) 2013-2014 Class B Beer License renewal application no. 805 of Capri Restaurant, Inc., Shelia Hinek, Agent, d/b/a Capri Restaurant located at 8340 W. Beloit Rd.
53. [2013-0592](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-352 of Stephen A. Glazer.
54. [2013-0605](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-357 for Ashley M. Ambos.

Previous Matters for Consideration

55. [O-2013-0036](#) Ordinance to Repeal and Recreate Section 7.035 of the City of West Allis Revised Municipal Code Relating to Excessive Noise and Vibration
Sponsors: License & Health Committee
56. [2013-0438](#) 2013-2014 Class B Tavern License renewal application no. 1541, Dance Hall License renewal application no. 1543 and Instrumental Music License renewal application no. 1544 of A-R-H Enterprises, LLC, Hugo Jose Juarez, Agent, d/b/a Las Palmas for premises located at 1901 S. 60 St.

ADVISORY COMMITTEE**New Matters for Introduction**

57. [2013-0610](#) Appointment by Mayor Devine of Brian Keller as a member of the West Allis Board of Appeals, his term to expire May 1, 2014.
58. [2013-0611](#) Appointment by Mayor Devine of Lawrence Burja as a member of the West Allis Board of Appeals, his term to expire May 1, 2015.

N. 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.