



# City of West Allis

## Meeting Agenda

### Common Council

7525 W. Greenfield Ave.  
West Allis, WI 53214

*Mayor Dan Devine, Chair*  
*Alderperson Thomas G. Lajsic, Council President*  
*Alderpersons: 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*

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Tuesday, May 19, 2015

7:00 PM

City Hall Common Council Chambers

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#### REGULAR MEETING

#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

*None.*

#### 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

**I. APPROVAL OF MINUTES**

1. [2015-0296](#) Minutes (draft) of the Common Council regular meeting of May 5, 2015.

Attachments: [05-05-15 CC Minutes.draft](#)

**J. ITEMS NOT REFERRED TO COMMITTEE**

2. [2015-0325](#) Report of the Municipal Judge for the month of April 2015, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$170,807.80.

Attachments: [Municipal Judge Report for April 2015](#)

3. [2015-0314](#) Summons and Complaint in the matter of Midwest Commercial Funding, LLC vs. Prospect Holdings 3061, LLC, et al. regarding foreclosure of mortgage, Case No. 15CV003421.

Attachments: [S & C Midwest Comm vs Prospect Hldgs](#)

4. [2015-0315](#) Morley Horsfall communication relative to property damages allegedly sustained at 8521 W. Hayes Ave. on or about April 9, 2015.

Attachments: [M. Horsfall pers property claim](#)

5. [2015-0323](#) Audrey Grzeskowiak communication relative to vehicle damages allegedly sustained at W. National Ave. and S. 71 St. on April 28, 2015.

Attachments: [A. Grzeskowiak claim](#)

6. [2015-0324](#) Summons and Complaint, Restraining Order, Affidavit, Notice of Hearing, in the matter of Gerald Demshar vs. Veritas Properties, et al. Case No. 15CV003568.

Attachments: [G. Demshar claim](#)

**K. STANDING COMMITTEE REPORTS****LICENSE & HEALTH COMMITTEE**

*Regular Meeting held April 28, 2015.*

7. [2015-0203](#) Response of 3M Management LLC, d/b/a M&M's Sports Bar, to the Findings and Recommendation of the License & Health Committee and Motion to Modify the Recommendation.

Attachments: [Response of 3M Management LLC](#)

*Unanimously recommended to be placed on file.*

8. [2015-0096](#) Department of Revenue Field Report from January 23, 2015 regarding 3M Management, LLC, (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063 and Instrumental Music License no. 2064, Melissa M. Martin, Agent, d/b/a M&M's Sports Bar, 1900 S. 60 St.).

Attachments: [DOR Field Report 3M Mngmnt 1-23-15](#)  
[DOR 3M Mngmnt photograph 1-23-15](#)  
[DOR 3M Mngmnt photographs 1-23-15](#)  
[DOR Property Receipts 3M Mngmnt 1-23-15](#)

*Unanimously recommended to be placed on file.*

9. [2015-0106](#) Police Department Report involving M & M's Sports Bar, 1900 S. 60 St. (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, and Instrumental Music License no. 2064) of 3M Management, LLC, Melissa M. Martin, Agent, Incident Date: January 23, 2015).

*Unanimously recommended to be placed on file.*

10. [2015-0071](#) Request from Melissa Martin, to amend the Plan of Operation for M&M's Sports Bar, to allow a Tavern Entertainment License and a DJ and karaoke for the current Instrumental Music License.

*Unanimously recommended to be placed on file.*

**L. COMMON COUNCIL RECESS****M. NEW AND PREVIOUS MATTERS****ADMINISTRATION & FINANCE AND PUBLIC WORKS COMMITTEES****New Matters for Introduction**

11. [2015-0326](#) Communication from Murphy Desmond Lawyers S.C. regarding Sewer Lateral Replacement Program.

Attachments: [Murphy Desmond Lawyers communication](#)

**ADMINISTRATION & FINANCE COMMITTEE****New Matters for Introduction**

12. [R-2015-0130](#) Resolution requesting the transfer of \$45,000 from the City's Reserve for Computer/Technology Improvements to Information Technology Equipment Account for Purchase of Additional Data Storage for Surveillance Cameras.
- Sponsors:* Administration & Finance Committee
13. [R-2015-0132](#) Resolution to increase a Demonstration Commercial Facade Improvement Project Contract by and between the City of West Allis and Wendy A. and Michael J. Matel, property owners for Freese's Candy Shoppe, located at 7308-12 W. Greenfield Ave. by \$14,649.19 for a total façade grant not to exceed \$49,649.19.
- Sponsors:* Ald. Probst
- Attachments:* [Freese's Commercial Facade Contract](#)
14. [R-2015-0134](#) Resolution awarding the sale of \$8,845,000 General Obligation Corporate Purpose Bonds, Series 2015A.
- Sponsors:* Administration & Finance Committee
- Attachments:* [Exhibits \(draft\) to Bond Resolution](#)
15. [2015-0366](#) Comptroller/Director of Finance submitting the unaudited Financial Report for the period ended December 31, 2014.
- Attachments:* [Unaudited Financial Report for period ended 12/31/2014](#)
16. [2015-0367](#) Communication from Finance Director/Comptroller submitting 2014 Health Insurance Fund Report.
- Attachments:* [Health Insurance Fund Report for 2014](#)

**Previous Matters for Consideration**

17. [R-2015-0084](#) Resolution requesting the transfer of \$45,000 from the City's Reserve for Productivity/Operational Improvements to Police Department Capital Account for Construction of a Police Training Facility.
- Sponsors:* Administration & Finance Committee
- Attachments:* [WAPD Letter re Training Facility Funding](#)  
[Law Enforcement Interest in Training Facility](#)  
[Power Point on WAPD Training Facility](#)  
[Updated Information for WAPD Training Facility](#)

18. [2015-0308](#) Communication from City Administrator regarding request to fill an upcoming vacant position of Record Clerk I in the Department of Public Works, Water Division.

Attachments: [Request to fill Record Clerk I Position in Water Div.](#)  
[Summary of Duties re Water Division Reorg](#)

### City Attorney Claim Report

19. [2014-0684](#) Summons and Complaint in the matter of Federal National Mortgage Association vs. Dennis H. Runge and Diane Runge, et al, regarding foreclosure of mortgage. Case No. 14CV008739.

Attachments: [Claim - Runge](#)

*City Attorney recommended to be placed on file.*

20. [2015-0006](#) Amended Summons and Complaint in the matter of Green Tree Servicing LLC vs Robert T. Cram, et al, Case No. 14CV5154.

Attachments: [2015-0006](#)

*City Attorney recommended to be placed on file.*

21. [2015-0150](#) Mary Ullrich communication relative to vehicle damages allegedly sustained at 10428 W. Oklahoma Ave. on February 26, 2015.

Attachments: [Ullrich vehicle damages](#)

*City Attorney recommended to deny.*

22. [2015-0227](#) Rezart Jolla communication relative to vehicle damages allegedly sustained at Hwy 100 and W. Lincoln Ave. March 18, 2015.

Attachments: [Jolla vehicle dmg.](#)

*City Attorney recommended to be placed on file.*

### PUBLIC WORKS COMMITTEE

#### New Matters for Introduction

23. [R-2015-0131](#) Resolution authorizing and directing the Director of Public Works/City Engineer to enter into a lease with American Tower for a portion of Klentz Park for installation of a communication tower.

Sponsors: Public Works Committee

24. [R-2015-0133](#) Resolution to approve bid of A.W. Oakes & Son, Inc. for removal and reconstruction of the concrete alley pavement, storm sewer relay, storm underdrain and utility adjustments in various alleys in the City of West Allis, in the amount of \$762,806.00.

Sponsors: Public Works Committee

Attachments: [2015-9 BID RESULTS](#)

25. [2015-0362](#) Office of the Commissioner of Railroads Final Decision relative to the complaint of the City of West Allis for the repair of the public crossing of the Union Pacific Railroad Co. tracks with STH 59 (W. Greenfield Avenue).

Attachments: [Commissioner of Railroads Final Decision](#)

## SAFETY & DEVELOPMENT COMMITTEE

### New Matters for Introduction

26. [O-2015-0031](#) Ordinance to Amend Subsections 10.21(3)-(5) and to Create Subsections 10.21(6)-(10) of the West Allis Revised Municipal Code Relating to Unregistered Motor Vehicles Prohibited on Streets.

Sponsors: Safety & Development Committee

27. [2015-0327](#) City of New Berlin Notice of Public Hearing before the City of New Berlin Plan Commission scheduled for June 1, 2015, 6:00 p.m., in regard to the rezoning and comprehensive plan amendment petitions filed by Eddie Millikin with EWM Consulting.

Attachments: [New Berlin Notice of Public Hearing](#)

28. [2015-0328](#) Communication from the Wisconsin Department of Administration regarding the Wisconsin Incorporation Review Board and Department of Administration conducting a legislative hearing at the Brookfield Town Hall on May 20, 2015 at 1:00 p.m. relative to the proposed incorporation of portions of the Town of Brookfield and Town of Waukesha as a village.

Attachments: [WI Dept. of Administration](#)

29. [2015-0355](#) Village of West Milwaukee Notice of Public Hearing scheduled for June 4, 2015, 6:00 p.m., to consider a request of Vincente Lopez, resident, and Karla Priest, architect, for a variance at 1518 S. 56 St., West Milwaukee.

Attachments: [Village of West Milwaukee Public Hearing](#)

30. [2015-0370](#) Communication from Bridget and Patrick Halvey regarding overnight parking permits and restrictions.

Attachments: [Bridget and Patrick Halvey communication](#)

31. [2015-0365](#) Special Use Permit to establish a restaurant within a portion of the existing Riviera Lanes premise located at 8600 W. Greenfield Ave.

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

32. [2015-0354](#) Request from Andrew Janocik to change the date on the approved 2015-2016 Class B Special Event Permit application no. 1 and 2015-2016 Special Instrumental Music Permit application no. 1 of Janocik and Janocik LLC, d/b/a Walleye Saloon, 8824 W. Becher St. for a Breast Cancer Fundraiser from August 29, 2015 to August 22, 2015.

Attachments: [A. Janocik, Walleye Saloon, Request](#)

33. [2015-0363](#) 2015-2016 Adult-Oriented Establishment License application(s).
34. [2015-0364](#) 2015-2016 Arcade License application(s).
35. [2015-0319](#) 2015-2016 Amusement Distributor's License application(s).
36. [2015-0320](#) 2015-2016 Phonograph Distributor's License application(s).
37. [2015-0321](#) 2015-2016 Secondhand Article Dealer License application(s).
38. [2015-0322](#) 2015-2016 Trailer and Truck Rental License application(s).
39. [2015-0329](#) 2015-2016 Salvage & Recycling Center License application(s).
40. [2015-0330](#) 2015-2016 Secondhand Jewelry Dealer License application(s)
41. [2015-0353](#) Operator's License (bartender/sales clerk) applications.
42. [2015-0338](#) 2015-2016 Instrumental Music License application no. 1510 of Tap City, Inc., Mary Pakula, Agent, d/b/a Tap City USA, 7207 W. National Ave. (2015-2016 Class B Tavern License renewal application no. 650 and Dance Hall License renewal application no. 652).
43. [2015-0341](#) 2015-2016 Tavern Entertainment - Other Entertainment License application no. 2198 of Wisconsin Beverages and Entertainment Partners LLC, d/b/a 7-West Bistro & Ultra Lounge, 7211 W. Greenfield Ave. (2015-2016 Class B Tavern License renewal application no. 2139, Instrumental Music License renewal application no. 2141, and Dance Hall License renewal application no. 2140).
44. [2015-0346](#) 2014-2015 Class A Beer License application no. 2193 of Bechers Corner Spot LLC, Charline S. Hart, Agent, d/b/a The Corner Spot, for premises located at 2079 S. 69 St. (new-existing location).
45. [2015-0347](#) 2015-2016 Class A Beer License application no. 2199 of Bechers Corner Spot LLC, Charline S. Hart, Agent, d/b/a The Corner Spot, for premises located at 2079 S. 69 St. (new-existing location).
46. [2015-0333](#) 2015-2016 Class A Beer License renewal applications.

47. [2015-0334](#) 2015-2016 Combination Class A Liquor License renewal applications.
48. [2015-0335](#) 2015-2016 Class B Beer License renewal applications.
49. [2015-0336](#) 2015-2016 Class C Wine License renewal applications.
50. [2015-0337](#) 2015-2016 Class B Tavern, Dance Hall, Instrumental Music, Tavern Entertainment-Other Entertainment, and Pool Tables, Billiard Tables or Bowling Alleys License renewal applications.
51. [2015-0339](#) 2015-2016 Class B Tavern License renewal application no. 2004, Instrumental Music License renewal application no. 2083 of Morgan Murphy Enterprises, LLC, Sarah Reimer, Agent, d/b/a Tap 58, premises located at 5732 W. Mitchell St.
52. [2015-0342](#) 2015-2016 Class B Tavern License renewal application no. 2100, Dance Hall License renewal application no. 2098, Tavern Entertainment-Special License renewal application no. 2099, and Instrumental Music License renewal application no. 2197 of Milwaukee Entertainment, LLC, Steven N. Pohlbel, II, Agent d/b/a Heart Breakers for premises located at 9440 W. National Ave. (new agent).
53. [2015-0343](#) 2015-2016 Class B Tavern License renewal application no. 776, Instrumental Music License renewal application no. 778, and Dance Hall License renewal application no. 779 of R & D Krueger Enterprise, Inc., Jeffrey Krueger, Agent, d/b/a Dickens Grille & Spirits for premises located at 9646 W. Greenfield Ave. (new agent).
54. [2015-0344](#) 2015-2016 Combination Class A Liquor License application no. 2202 of Mega Marts, LLC, Karen Porteous, Agent, d/b/a Pick 'n Save #6846, premises located at 2625 S. 108 St. (new-existing).
55. [2015-0345](#) 2015-2016 Combination Class A Liquor License application no. 2206 of Mega Marts, LLC, Lori Ebert, Agent, d/b/a Pick 'n Save #6847, premises located at 6760 W. National Ave. (new-existing).
56. [2015-0356](#) Police Department Report regarding tavern violations/calls for service for the month of April 2015.

Attachments: [Tavern Violations Report for April 2015](#)

57. [2015-0357](#) Police Department Report involving Stallis Palace, 8812 W. Greenfield Ave. (2014-2015 Class B Tavern License no. 1956) of Stallis Palace, LLC, Rachel L. Wesenberg, Agent, Incident Date: April 6, 2015.
58. [2015-0358](#) Police Department Report involving Lynch's, 2300 S. 108 St. (2014-2015 Class B Tavern License no. 489, Dance Hall License no. 616, and Instrumental Music License no. 617) of D & N Lynch, Inc., Joseph E. Lynch, Agent, Incident Date: April 9, 2015.
59. [2015-0359](#) Police Department Report involving The Drunken Duck, 5906 W. Burnham St, (2014-2015 Class B Tavern License no. 2172 and Instrumental Music License no. 2186) of DeRosia Enterprises, LLC, Dawn M. Clark, Agent, Incident Date: April 11, 2015.



60. [2015-0360](#) Police Department Report involving The New 6500 Bar, 6500 W. Greenfield Ave. (2014-2015 Class B Tavern License no. 2065, Dance Hall License no. 2067 and Instrumental Music License no. 2066) of My Place, LLC, Lisa M. Branson, Agent, Incident Date: April 18, 2015.
61. [2015-0361](#) Police Department Report involving Dog House, 1641 S. 68 St. (2014-2015 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: April 27, 2015.
62. [2015-0316](#) 2015-2016 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.
63. [2015-0317](#) 2015-2016 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.
64. [2015-0318](#) 2015-2016 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.
65. [2015-0340](#) 2015-2016 Class B Tavern License renewal application no. 753 of Pizza Chef, Inc., Selman Ismaili, Agent, d/b/a Sofia's Restaurant, premises located at 7032 W. Lincoln Ave.
66. [2015-0332](#) 2015-2017 Operator's License (bartender/sales clerk) renewal application no. 17-042 for Colleen C. Doolan.
67. [2015-0331](#) 2015-2017 Operator's License (bartender/sales clerk) renewal application no. 17-004 for Gregory S. Dowden.
68. [2015-0348](#) 2015-2016 Operator's License (bartender/sales clerk) application no. 16-310 for Sarah J. Hart.
69. [2015-0349](#) 2015-2016 Operator's License (bartender/sales clerk) application no. 16-304 for Danielle N. Otto.
70. [2015-0352](#) 2015-2017 Operator's License (bartender/sales clerk) application no. 17-191 for Emily J. Mark.
71. [2015-0351](#) 2015-2017 Operator's License (bartender/sales clerk) application no. 17-168 for Benjamin R. Allen.
72. [2015-0350](#) 2015-2016 Operator's License (bartender/sales clerk) application no. 16-309 for Tiffany N. Woodson.
73. [2015-0176](#) Findings and Recommendations in the Matter of the complaint against 3M Management, LLC, 1900 S. 60 Street (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063 and Instrumental Music License no. 2064).

Attachments: [Findings of Fact - 3M Mgmt LLC](#)  
[3M amended F&R 04-30-15](#)

**Previous Matters for Consideration**

74. [2015-0132](#) Summons and Complaint in the matter of the complaint against 3M Management, LLC, Melissa M. Martin, Agent, for the premises located at 1900 S. 60 St., d/b/a M&M's Sports Bar (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, Instrumental Music License no. 2064 and Local Food Permit).

Attachments: [M&M's Summons 3-3-15](#)  
[M&M's Complaint 3-3-15](#)  
[M&M's Affidavit of Service 2-24-15](#)

**ADVISORY COMMITTEE****New Matters for Introduction**

75. [2015-0368](#) Appointment by Mayor Devine of Kurt E. Kopplin as a member of the West Allis Police & Fire Commission, his five-year term to expire May 1, 2020.

**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.