



City of West Allis

Meeting Minutes

Common Council

Mayor Dan Devine, Chair

Alderman James W. Sengstock, Council President

Aldermen: 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 21, 2008

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

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Vitale.

D. PUBLIC HEARINGS

1. [O-2008-0048](#) Ordinance to amend the official West Allis Zoning Map by rezoning the underlying zoning of Crestwood Commons located at 1672-1712 S. 108 St. from M-1 Manufacturing District to C-3 Community Commercial District and to maintain the existing PDD-2 commercial (Planned Development District) overlay zoning pursuant to Section 12.05 of the Revised Municipal Code. (Tax Key No. 449-9981-011)

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

2. [R-2008-0157](#) Resolution relative to Termination of The Learning Years child day care center Special Use Permit, located at 932 S. 60 St. (former Roosevelt School building). (Tax Key No. 438-0196-001)

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances:

Terri Veto, 918 S. 60 St., addressed the improvements made to their property. She commented on the play area, lawn and noise relative to The Learning Years. She stated that a noisy business does not belong next to a residential property, and the negative impact as a result. She said the following matters should be addressed by The Learning Years: Remove jungle gym and playground equipment; fix the fence; rake and remove the leaves; and control the weeds and maintain the lawn. Ms. Veto addressed criminal activity, abandoned vehicle, toys thrown onto property, and garbage.

Arthur Muro, 2137 S. 90 St., supported the business, and commented on working out issues.

E. CITIZEN PARTICIPATION

None.

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 Trick or Treat, and commented on the fundraiser for Sam Koenig.

Alderspersons Comments

Ald. Weigel addressed the Department of Transportation zoo interchange meetings. He commented on the Health Department's flu clinic.

Ald. Sengstock addressed local high school football.

H. AGENDA APPROVAL

that the agenda with supplemental item no. 19a be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of October 7, 2008

J. ITEMS NOT REFERRED TO COMMITTEE

3. [2008-0679](#) Report of the Municipal Judge for the month of September 2008, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$98,001.17.
4. [2008-0666](#) Mainline Sewer and Water, Inc. communication regarding vehicle damage allegedly sustained on W. McGeoch Ave. at W. Oconto Pl. on September 22, 2008.
5. [2008-0667](#) Ronald Crown communication regarding vehicle damage allegedly sustained at West Oklahoma Avenue and South 100 Street on September 12, 2008.
6. [2008-0668](#) Doreen McLaughlin communication regarding damages allegedly sustained at South 59 Street on September 30, 2008.
7. [2008-0672](#) Paul Esperes communication regarding vehicle damage allegedly sustained at South 84th Street and West Lincoln Avenue on September 23, 2008.

Passed The Block Vote

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

No: 0

K. STANDING COMMITTEE REPORTS

ADMINISTRATION & FINANCE COMMITTEE

8. [O-2008-0042](#) An Ordinance to Repeal Subsection 1.08(7)(c) and Create Subsection 1.08(9) of the Revised Municipal Code Relating to Denial of Issuance of License or Permit Due to Non-Payment of Taxes and to Include Non-Payment of Forfeitures.

Sponsors: Administration & Finance Committee
9. [2007-0527](#) West Allis Engineering Technician and Aides' Association communication regarding opening of contract negotiations for 2008.
10. [2007-0627](#) West Allis Federation of Nurses Notice of Commencement of Contract Negotiations.

11. [2008-0646](#) Communication from City Administrative Officer requesting approval for the City of West Allis to become a Community Partner with the West Allis Charities, Inc.

Attachments: [MCC.WAC CP.pdf](#)

Passed The Block Vote

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

No: 0

L. Motion for reconsideration of the votes that were moved and seconded on October 7, 2008 regarding the following Tavern Operator License Renewal application:

12. [2008-0517](#) 2008-2010 Tavern Operator License renewal application no. 10-239 of Courtney R. Nissenbaum.

A motion was made by Ald. Barczak, seconded by Ald. Vitale, that this matter be reconsidered.

The motion passed by the following vote:

Ayes: Alderpersons Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Roadt, Sengstock, Vitale and Weigel.

Noes: Alderperson Reinke.

A motion was made by Ald. Barczak, seconded by Ald. Narlock, for Approval. No vote taken.

Ald. Barczak withdrew his motion.

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

No: 0

M. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

Thereupon, the Council took a recess at 7:28 p.m. Upon returning from recess at 8:18 p.m., and the roll call being taken, there were:

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

N. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

13. [R-2008-0208](#) Resolution relative to the transfer of \$14,057 from the Contingency Fund to the Public Works budget for purchase of backup generator for the Police Department.

Sponsors: Administration & Finance Committee

14. [2008-0673](#) Comptroller/Manager of Finance submitting the City of West Allis Comprehensive Annual Financial Report for the year ended December 31, 2007 for review and approval.

and the Report Accepted

Passed The Block Vote

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

No: 0

PUBLIC WORKS COMMITTEE

15. [2008-0670](#) Communication from the West Allis Business Improvement District for approval to install new public parking lot directional signs along W. Greenfield Ave. between S. 70th and S. 76th Street.

Attachments: [2008-0670.pdf](#)

16. [2008-0675](#) Communication from the City Attorney regarding specific wording relating to the Notice of Cancellation of Contractor's Insurance Policies.

Attachments: [2008-0675.pdf](#)

and Placed on File

17. [2008-0655](#) Communication from the Director of Public Works relative to Veolia's request for an additional fee.

Attachments: [veolia surcharge.ltr.pdf](#)

Passed The Block Vote

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

No: 0

SAFETY & DEVELOPMENT COMMITTEE

18. [O-2008-0044](#) Ordinance to amend subsection 12.20(3) of the Revised Municipal Code relative to allowing certain vehicles to be parked on residential property.

Sponsors: Ald. Vitale

19. [O-2008-0049](#) An Ordinance to Repeal Parking Restrictions on the East Side of the 1400 Block of S. 97 St.

Sponsors: Narlock

- 19a. [R-2008-0206](#) Resolution adopting a termination of easement agreement by and between the City of West Allis and LG River Tower Associates, LLC regarding certain lands located on the Walgreens property located at 6101 W. Greenfield Ave. (Tax Key No. 454-0640-000)

Sponsors: Safety & Development Committee

20. [2008-0671](#) 2007 Southeastern Wisconsin Regional Planning Commission Annual Report.

Public Hearing Items (Safety & Development Committee)

21. [O-2008-0048](#) Ordinance to amend the official West Allis Zoning Map by rezoning the underlying zoning of Crestwood Commons located at 1672-1712 S. 108 St. from M-1 Manufacturing District to C-3 Community Commercial District and to maintain the existing PDD-2 commercial (Planned Development District) overlay zoning pursuant to Section 12.05 of the Revised Municipal Code. (Tax Key No. 449-9981-011)

Sponsors: Safety & Development Committee

22. [R-2008-0157](#) Resolution relative to Termination of The Learning Years child day care center Special Use Permit, located at 932 S. 60 St. (former Roosevelt School building). (Tax Key No. 438-0196-001)

Sponsors: Safety & Development Committee

Held in Safety & Development Committee during recess.

Passed The Block Vote

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

No: 0

LICENSE & HEALTH COMMITTEE

12. [2008-0517](#) 2008-2010 Tavern Operator License renewal application no. 10-239 of Courtney R. Nissenbaum.

with thirty (30) day suspension.

Aye: 8 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Roadt, Sengstock, and Vitale

No: 2 - Reinke, and Weigel

23. [2008-0628](#) 2008-2009 Combination Class A Liquor License appl. no. 1464 of SKRG Liquor, Inc., Rajendra Z. Patel, Agent, d/b/a Milwaukee Liquor Depot for premises at 6231 W. Lincoln Ave. (new-existing location).
24. [2008-0674](#) Petitions objecting to the liquor license -application submitted by SKRG Liquor, Inc. for premises located at 6231 W. Lincoln Avenue.
- Attachments:* [2008-0674 Petition objecting to liquor license.pdf](#)
25. [2008-0665](#) 2008-2009 and 2008-2010 Tavern Operator License applications.
- License application nos. 2008-2009 584-586 and 589-590 granted.*
License application nos. 2008-2010 271-275 granted.
26. [2008-0663](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2008-2009 Class B Tavern License no. 1427, Dance Hall License no. 1428, Instrumental Music License no. 1430 and Cigarette License no. 1429 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: September 24, 2008).
27. [2008-0660](#) Police Department report regarding tavern violations/calls for service for the month of September 2008.
- Attachments:* [2008-0660.pdf](#)
28. [2008-0664](#) Police Department Report regarding August 26, 2008 Alcohol Compliance Check involving eight (8) West Allis businesses, resulting with one (1) selling alcohol to an underage person without requesting identification (2008-2009 Combination Class A Liquor License no. 1299 and Cigarette License no. 1300 of Jay's Liquor, Inc., Jigar U. Chaudhari, Agent, d/b/a Riverbend Liquor, 7506 W. Oklahoma Ave.).
- Held in License & Health Committee during recess.*
29. [2008-0662](#) Police Department Report involving Las Palmas, 1901 S. 60 St. (2008-2009 Class B Tavern License no. 1345, Dance Hall License no. 1346, Instrumental Music License no. 1347 and Cigarette License no. 1348 of Las Palmas, LLC, Carmen D. Lewis Yun, Agent, Incident Date: September 1, 2008).
- Held in License & Health Committee during recess.*
30. [2008-0661](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2008-2009 Class B Tavern License no. 472, Dance Hall License no. 1040, Instrumental Music License no. 1039 and Cigarette License no. 475, Larry M. Beilfuss, Agent, Incident Date: September 27, 2008).
- Held in License & Health Committee during recess.*
31. [2008-0658](#) 2008-2009 Tavern Operator License application no. 9-588 of Derek R. Miller.
- Held in License & Health Committee during recess.*
32. [2008-0659](#) 2008-2010 Tavern Operator License application no. 10-270 of Jeremiah J. Ulrich.
- Held in License & Health Committee during recess.*

33. [2008-0657](#) 2008-2009 Tavern Operator License application no. 9-587 of Jodi B. Miller.

Held in License & Health Committee during recess.

Passed The Block Vote

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

No: 0

ADVISORY COMMITTEE

34. [2008-0647](#) Communication from Mayor Devine regarding the establishment of a West Allis Community Center Task Force.

35. [2008-0676](#) Appointment by Mayor Devine of Terry Dobrowski as a member of the Historical Commission of the City of West Allis, his five-year term to expire December 31, 2013.

36. [2008-0677](#) Reappointment by Mayor Devine of one additional member (Leonardelli) to the West Allis Youth Commission.

37. [2008-0678](#) Notification by Mayor Devine of reappointments to the Downtown West Allis Business Improvement District of Don Falk, James Melotte, and Thomas Miller, their three-year terms to expire October 10, 2011.

Passed The Block Vote

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

No: 0

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

to adjourn at 8:29 p.m., with the next regularly scheduled meeting to be held on November 5, 2008, at 7:00 p.m

P. ADJOURNMENT

*/s/Monica Schultz
Deputy 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.