



City of West Allis

Meeting Agenda

Common Council

7525 W. Greenfield Ave.
West Allis, WI 53214

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, December 6, 2016

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-2016-0281](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of W. Rogers Street from S. 56 Street to S. 60 Street, W. Madison Street from S. 60 Street to S. 65 Street and portions of intersecting streets by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, water main, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

2. [R-2016-0280](#) Resolution relative to determination of Special Use Permit for Crimson Way Church, a proposed religious institution to be located at 6125 W. National Ave.

Sponsors: Safety & Development Committee

3. [R-2016-0279](#) Resolution relative to determination of Special Use Permit for Curtis Ambulance, a proposed ambulance service facility, to be located at 5100 W. Lincoln Ave.

Sponsors: Safety & Development Committee

4. [O-2016-0056](#) An Ordinance to amend the official West Allis Zoning Map by rezoning the underlying zoning of the properties located at 1500 S. 108 St. (449-0032-000), 1520-1528 S. 108 St. (449-0033-000), 1550 S. 108 St. (449-0034-000), and their respective rights-of-way from M-1 Manufacturing District to C-3 Community Commercial District, while maintaining the existing Planned Development District-Commercial (PDD-2) overlay.

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 123 (Mayor's Conference Room)
Advisory, Public Works, Safety & Development*

*Room 128
License & Health, Administration & Finance*

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

5. [2016-0710](#) Minutes (Draft) of the Common Council regular meeting of November 15, 2016 and the Minutes (Draft) of the Common Council Special meeting of November 30, 2016.

Attachments: [111516 CC Minutes.draft](#)
[113016 CC Minutes.Special Meeting.draft](#)

J. ITEMS NOT REFERRED TO COMMITTEE

6. [2016-0696](#) Report of the Municipal Judge for the month of October 2016, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$124,395.23.
Attachments: [Municipal Judge October 2016](#)
7. [2016-0694](#) Mark Piotrowski communication relative to personal injuries allegedly sustained at the West Allis Farmer's Market on November 8, 2016.
Attachments: [Piotrowski pers injuries](#)

K. STANDING COMMITTEE REPORTS

None.

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

8. [R-2016-0283](#) Resolution approving the terms & conditions for an Economic Development Loan to ME-N-TE, LLC, d/b/a Big Ebe's Pizza under the Department of Housing and Urban Development Community Development Block Grant Program in the amount up to \$14,000.
Sponsors: Administration & Finance Committee
9. [R-2016-0286](#) Resolution approving the terms & conditions for an Economic Development Loan to Gravity Group, Inc., d/b/a Peanut Butter and Jelly Deli under the Department of Housing and Urban Development Community Development Block Grant Program in the amount up to \$50,000.
Sponsors: Administration & Finance Committee
10. [R-2016-0287](#) Resolution approving the terms & conditions for an Economic Development Loan to Lula Mae Aesthetic Boutique, LLC under the Department of Housing and Urban Development Community Development Block Grant Program in the amount up to \$40,000.
Sponsors: Administration & Finance Committee
11. [R-2016-0292](#) Resolution approving the terms & conditions for an Economic Development Loan to Kater 2 Kids Salon and Spa Boutique, LLC under the Department of Housing and Urban Development Community Development Block Grant Program in an amount up to \$18,500.
Sponsors: Administration & Finance Committee

12. [R-2016-0295](#) Resolution relative to renewal of the agreement with Wisconsin Community Services, Inc. for West Allis Mediation Center for 2017.
- Sponsors:* Administration & Finance Committee
- Attachments:* [2017 Mediation Center Agreement](#)
13. [R-2016-0289](#) Resolution relative to transferring up to \$34,658 from the Reserve for Buildings and Facilities Improvements to the Capital Projects Fund for the installation of new carpet on the first floor of the Police Department headquarters.
- Sponsors:* Administration & Finance Committee
14. [R-2016-0290](#) Resolution relative to transferring \$172,420.00 from the Contingency Fund to the Police Department Automotive Capital Account for purchasing five (5) Marked 2017 AWD Ford Utility Interceptor SUV's, and one (1) K9 equipped 2017 AWD Ford Utility Interceptor SUV from Ewald Automotive Group.
- Sponsors:* Administration & Finance Committee
- Attachments:* [Communication re 2017 WAPD Vehicles Purchase](#)
[POLICE.K9 Utility Vehicle](#)
[POLICE.Marked Utility Vehicles](#)
15. [R-2016-0291](#) Resolution relative to transferring \$46,100 from the Fire Department Salary & Wages Account to the Repair & Maintenance-Other Account for the repair and upgrade of the Plymovent System in each Fire Station.
- Sponsors:* Administration & Finance Committee
- Attachments:* [Communication re Plymovent System](#)
16. [2016-0702](#) Communication from Fire Chief providing notification of 2017 approved Advanced Life Support (ALS) billing rates.
- Attachments:* [Communication regarding 2017 ALS Billing Rates](#)
17. [2016-0703](#) Communication from City Administrator regarding the Classification and Compensation Study Results (including Pay Plan, Reclassification Requests, and Implementation Options).
- Attachments:* [Communication re Classification and Compensation Study Results](#)
18. [2016-0704](#) Communication from City Administrator announcing receipt of CVMIC 2016 Significant Award Program awards for the City of West Allis.
- Attachments:* [Communication re CVMIC Significant Program Awards](#)
19. [2016-0697](#) Finance Director/Comptroller submitting report for October 2016 indicating City of West Allis checks issued in the amount of \$3,711,069.63.
- Attachments:* [October Monthly Claims Report to CC](#)

Previous Matters for Consideration

20. [2016-0677](#) Communication from City Administrator requesting approval to fill the vacant position of Engineering Technician IV in the Engineering Department.

Attachments: [Request to fill Engineering Tech IV Position](#)

City Attorney Claim Report

21. [2010-0646](#) Hupy & Abraham, S.C. communication on behalf of Donald D. Marshall regarding injuries and/or property damages allegedly sustained at S. 98 St. and W. Schlinger Ave. on October 15, 2010.

City Attorney recommended to be placed on file.

22. [2010-0696](#) Notice of Injury submitted by Diane M. Shtaida regarding injuries allegedly sustained at 11301 W. Lincoln Ave. on October 18, 2010.

City Attorney recommended to be placed on file.

23. [2012-0653](#) Michael S. Albrecht Notice of Circumstances Giving Rise to Claim for Damages regarding injuries allegedly sustained on August 12, 2012.

City Attorney recommended to be placed on file.

24. [2012-0654](#) Michael L. Albrecht Notice of Circumstances Giving Rise to Claim for Damages regarding injuries allegedly sustained on August 12, 2012.

City Attorney recommended to be placed on file.

25. [2015-0466](#) Summons and Complaint, in the matter of Michael S. Albrecht and Michael L. Albrecht vs. City of West Allis, et al, Case No. 15CV004648.

Attachments: [S&C Albrecht](#)

City Attorney recommended to be paid and placed on file.

26. [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](#)

City Attorney recommended to be placed on file.

27. [2016-0556](#) Notice of Claim submitted on behalf of Hopkins Mechanical & Design.

Attachments: [Hopkins Mechanical & Design](#)

City Attorney recommended denial.

28. [2016-0606](#) American Family Insurance communication on behalf of Eleanor L. Nass regarding vehicle damages allegedly sustained on September 6, 2016. Claim #00-445-187536.

Attachments: [E. Nass Claim](#)

City Attorney recommended denial.

29. [2016-0611](#) Pastor John Perry communication regarding vehicle damages allegedly sustained at 2354 S. 107 St. on September 7, 2016.
- Attachments:* [J. Perry veh dmg](#)
- City Attorney recommended denial.*
30. [2016-0646](#) Milwaukee County-DOT-Highway communication regarding damages allegedly sustained around W. Oklahoma Ave. and S. Wollmer Rd. on August 3, 2015.
- Attachments:* [Milw Cnty-DOT-Highway claim](#)
- City Attorney recommended denial.*
31. [2016-0692](#) Leo and Karen Gilpin Notice of Claim regarding reimbursement of overpayment of property taxes at 2859 S. 95 St.
- Attachments:* [Gilpin claim](#)
- City Attorney recommended denial.*
32. [2016-0686](#) Gina Masters communication relative to vehicle damages allegedly sustained at the intersection of S. 76 Street and W. Oklahoma Avenue on November 3, 2016.
- Attachments:* [G. Masters claim](#)
- City Attorney recommended denial.*

PUBLIC WORKS COMMITTEE

New Matters for Introduction

33. [O-2016-0057](#) An Ordinance to amend Sections 10.035, 10.10, 10.105, 10.11, repeal and recreate Section 10.14 of the West Allis Revised Municipal Code Relating to Parking Meters Zones and Municipal Parking Lots.
- Sponsors:* Public Works Committee
- Attachments:* [Communication re changes to municipal parking ordinance](#)
[Marked Copy of Municipal Parking Ordinance](#)
34. [R-2016-0275](#) Resolution relative to accepting a proposal from Graef-USA Inc. for providing Engineering Consulting Services for a total sum not to exceed \$4,950.00 for the design of an Emergency Vehicle Warning System at Fire Station No. 1.
- Sponsors:* Public Works Committee
- Attachments:* [2016-1116 National Ave Warning System](#)
35. [R-2016-0285](#) Resolution authorizing and directing the Director of Public Works/City Engineer to amend an existing agreement with Corre, Inc. for Engineering Consulting Services to Design the repairs needed at the Lincoln Avenue Culvert over the Root River for a total sum not to exceed \$1,810.00.
- Sponsors:* Public Works Committee
- Attachments:* [amendment #1](#)

36. [R-2016-0293](#) Resolution to approve bid of Globe Contractors, Inc. for the installation of storm sewer relay in Public Storm Sewer Easement in 932 S 60th St. within the City of West Allis in the amount of \$27,745.00.
- Sponsors:* Public Works Committee
- Attachments:* [2016-19 BID RESULTS](#)
37. [R-2016-0294](#) Resolution relative to accepting the proposal of Midwest Arborist Supplies for providing Tree-age Emerald Ash insecticide treatment and supplies for a total sum of \$44,553.20, or a total net sum of \$39,652.35 if paid within 60 days.
- Sponsors:* Public Works Committee
- Attachments:* [Insecticide Quote](#)
38. [2016-0705](#) Communication from the Director of Public Works/City Engineer and Assistant Director of Public Works appointing Mike Brofka to the position of Water Superintendent in the Water Division of the Department of Public Works.
- Attachments:* [brofka promotion](#)

Public Hearing Items (Public Works Committee)

39. [R-2016-0281](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of W. Rogers Street from S. 56 Street to S. 60 Street, W. Madison Street from S. 60 Street to S. 65 Street and portions of intersecting streets by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, water main, water main relay, building services and utility adjustments.
- Sponsors:* Public Works Committee
40. [R-2016-0284](#) Final Resolution authorizing public improvement by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, water main, water main relay, building services and utility adjustments in W. Rogers Street from S. 56 Street to S. 60 Street, W. Madison Street from S. 60 Street to S. 65 Street and portions of intersecting streets and levying special assessments against benefited properties.
- Sponsors:* Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

41. [O-2016-0054](#) An Ordinance to Establish Parking Restrictions on the North Side of the 8800 Block of W. Lincoln Avenue from a point 150' East of S. 89th Street to a point 207' East of S. 89th St.
- Sponsors:* Ald. Lajsic and Ald. Roadt

42. [O-2016-0055](#) An Ordinance to Establish Parking Restrictions on the South Side of W. Maple Street, From a Point 519 Ft. East of S. 88th Street to a Point 605 Ft. East of S. 88th Street.

Sponsors: Ald. May

43. [O-2016-0058](#) An Ordinance to create subsections 13.04(50), 13.04(51), 13.06(22) and 13.33(2) (d); repeal subsection 13.075; and repeal and recreate section 13.255 of the City of West Allis Revised Municipal Code, Chapter 13, Building Code relative to revising and updating the building permit fee schedule.

Sponsors: Safety & Development Committee

44. [R-2016-0282](#) Resolution approving a 6-month extension of time to record a Certified Survey Map to combine seven parcels located at 82** W. Greenfield Ave., 1515 S. 83 St., 15** S. 83 St., 1525-27 S. 83 St., 1529-31 S. 83 St., 1533-35 S. 83 St., and 1470-78 & 1480-88 S. 84 St. in order to recreate two new parcels for the development of “Element 84” within the 84th and Greenfield Redevelopment Area, submitted by Jon Ross, d/b/a Ogden & Company, Inc. and/or Element 84 LLC and West Allis 84 Properties, Inc. (Tax Key Nos. 452-0711-000, 452-0712-000, 452-0420-000, 452-0421-000, 452-0422-000, 452-0423-000 and 451-0642-006).

Sponsors: Safety & Development Committee

45. [2016-0700](#) Request by Jonathan S. Ross, Managing member of Element 84, LLC and Midwest Funding, LLC, for an extension of time to record the previously adopted Certified Survey Map for Element 84, a mixed use development to be located within the 84th and Greenfield Redevelopment Area (1515 S. 83 St., 15** S. 83 St., 1525-27 S. 83 St., 1529-31 S. 83 St., 1533-35 S. 83 St., and 1470-78 & 1480-88 S. 84 St.).

Attachments: [Element 84- Request Extension of Time](#)

46. [2016-0695](#) Petition to Oppose Dog Park in West Allis at area of 3000 Block of Root River Parkway.

Attachments: [Petition](#)

Public Hearing Items (Safety & Development Committee)

47. [R-2016-0280](#) Resolution relative to determination of Special Use Permit for Crimson Way Church, a proposed religious institution to be located at 6125 W. National Ave.

Sponsors: Safety & Development Committee

48. [2016-0699](#) Special Use Permit for Crimson Way Church, a proposed religious institution to be located at 6125 W. National Ave.

49. [R-2016-0279](#) Resolution relative to determination of Special Use Permit for Curtis Ambulance, a proposed ambulance service facility, to be located at 5100 W. Lincoln Ave.

Sponsors: Safety & Development Committee

50. [2016-0674](#) Special Use Permit for Curtis Ambulance, a proposed ambulance service facility, to be located at 5100 W. Lincoln Ave.

51. [O-2016-0056](#) An Ordinance to amend the official West Allis Zoning Map by rezoning the underlying zoning of the properties located at 1500 S. 108 St. (449-0032-000), 1520-1528 S. 108 St. (449-0033-000), 1550 S. 108 St. (449-0034-000), and their respective rights-of-way from M-1 Manufacturing District to C-3 Community Commercial District, while maintaining the existing Planned Development District-Commercial (PDD-2) overlay.

Sponsors: Safety & Development Committee

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

52. [2016-0691](#) 2016-2017 Class B Tavern License application no. 2378, of Premier Sports Lounge, LLC, Tabitha A. Harris, Agent, d/b/a Premier Sports Lounge, for the premises located at 1022 S. 60 St. (new-existing location).
53. [2016-0693](#) License Applications.
- 2016-2017 & 2016-2018 Operator's License (bartender/sales clerk) applications:
Ivan D. Jakircevic, Melissa A. Ausprung, Abigail J. Robbins, Roberto Herrera, Jr., Sunny D. Patel,
Samantha G. Heritsch, Sara A. Jung, Shelly M. Boreson, David J. Lozada, Amanda L. Weeks,
Karen L. Myhr.*
- 2016-2017 Special B Beer & Wine License application:
Beer Barons of Milwaukee, 1306 S. 108 St.,
Saturday, December 3, 2016, January 7, 2017, January 21, 2017, February 11, 2017,
February 25, 2017, March 18, 2017, April 1, 2017 and April 29, 2017. 8:00 a.m. to Noon
(2nd application, Beer).*
- 2017 Gun Range Dealer License application:
The Shooters Shop, Inc., d/b/a The Shooters Shop, 2465 S. 84 St.*
- 2016-2017 Used Vehicle Dealer License application:
State Fair Motors, LLC, d/b/a State Fair Motors, 7821 W. Greenfield Ave.*
54. [2016-0690](#) 2016-2017 Operator's License (bartender/sales clerk) application no. 17-526 of Dana R. Brycki.

Previous Matters for Consideration

55. [R-2016-0277](#) Resolution to impose a moratorium on issuing new Class A & B Combination Liquor Licenses.
- Sponsors:** Ald. Weigel
56. [2016-0613](#) 2016-2018 Operator's License (bartender/sales clerk) application no. 18-212 of Bryant L. Sukkert.
57. [2016-0672](#) 2016-2017 Operator's License (bartender/sales clerk) application no. 17-519 of Molly M. Bangs.

58. [2016-0657](#) Police Department Report regarding September 18, 2016 Tobacco Compliance Check involving eleven (11) West Allis businesses, resulting with two (2) selling tobacco to an underage person without requesting identification (Jasleen Enterprises, LLC, Reena Bassi, Agent, d/b/a Jasleen Express, premises located at 8323 W. Becher St.).

ADVISORY COMMITTEE

New Matters for Introduction

59. [2016-0707](#) Appointment by Mayor Devine of Elizabeth Breitenfeldt as an Adult Advisor-School Recreation Director's Designee to the West Allis Youth Commission.
Attachments: [Breitenfeldt Appointment Letter](#)
60. [2016-0708](#) Appointment by Mayor Devine of Dan Bailey and Gail Radonski as Adult Advisors-School Board President's Designees to the West Allis Youth Commission.
Attachments: [Bailey and Radonski Appointment Letter](#)
61. [2016-0709](#) Appointments/Reappointments by Mayor Devine of Youth Members to the West Allis Youth Commission.
Attachments: [Youth Commission Appointments/Reappointments](#)

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.