



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### 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*

---

Tuesday, March 2, 2010

7:00 PM

City Hall - Council Chambers

---

### REGULAR MEETING

---

#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

1. [R-2010-0066](#) 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. Beloit Rd. from S. 84 St. to W. Oklahoma Ave. and portions of intersecting streets by major asphalt resurfacing with miscellaneous walk, miscellaneous driveway repairs, sanitary sewer relay and utility adjustments.  
**Sponsors:** Public Works Committee
  
2. [R-2010-0072](#) Resolution relative to determination of Special Use Permit for Midwest Gold Buyers, a proposed gold-buying business to be located at 1234 S. 108 St.  
**Sponsors:** Safety & Development Committee
  
3. [R-2010-0074](#) Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing lattice tower located at 2701 S. 92 St.  
**Sponsors:** Safety & Development Committee
  
4. [R-2010-0073](#) Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing monopole located at 2550 S. 108 St. & 10607 W. Arthur Ave.  
**Sponsors:** Safety & Development Committee

- 5.     [R-2010-0077](#)           Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing building located at 6600 W. Washington St.  
  
          **Sponsors:** Safety & Development Committee
  
- 6.     [R-2010-0071](#)           Resolution relative to determination of Special Use Permit for proposed collocation of high-speed wireless equipment to be attached to the Aurora West Allis Medical Center building located at 8901 W. Lincoln Ave.  
  
          **Sponsors:** Safety & Development Committee
  
- 7.     [R-2010-0052](#)           Resolution relative to determination of Special Use Permit for proposed collocation of high-speed wireless equipment to be attached to the existing water tower located at 11515 W. Rogers St  
  
          **Sponsors:** Safety & Development Committee
  
- 8.     [R-2010-0080](#)           Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing water tower located at 1981 S. 84 St. & 8435-37 W. National Ave.  
  
          **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.     MISCELLANEOUS BUSINESS**

**Mayor's Report**

**Alderspersons Comments**

**H. AGENDA APPROVAL**

**I. APPROVAL OF MINUTES**

*Minutes of the Common Council regular meeting of February 16, 2010.*

**J. ITEMS NOT REFERRED TO COMMITTEE**

*None.*

**K. STANDING COMMITTEE REPORTS**

*None.*

**L. COMMON COUNCIL RECESS**

**M. NEW AND PREVIOUS MATTERS**

**ADMINISTRATION & FINANCE COMMITTEE**

**New Matters for Introduction**

- 9. [R-2010-0078](#) Resolution relative to the transfer of \$12,000 from the Contingency Fund to the General Promotional budget account for implementation of a new method of City Newsletter distribution (Publisher's Mail Services).  
**Sponsors:** Administration & Finance Committee
  
- 10. [R-2010-0068](#) Resolution Relative to Adopting a HIPAA Notification of Breach of Unsecured Protected Health Information Policy.  
**Sponsors:** Administration & Finance Committee
  
- 11. [2010-0129](#) Fire Chief communication relative to consideration of Advanced Life Support billing rate modifications.
  
- 12. [2010-0128](#) Communication from City Administrative Officer regarding request to fill a vacant Engineering Technician position in the Engineering Department.

**Previous Matters for Consideration**

13. [R-2010-0039](#) Resolution Relative to Approving 2009 - Transfers, Carryovers, Open Purchase Orders, Capital Accumulation Charges and Negative Department Balances.  
**Sponsors:** Administration & Finance Committee

### City Attorney Claim Report

14. [2009-0045](#) Notice of Circumstances of Claim submitted by Habush Habush & Rottier S. C., on behalf of Thomas A. Pecard regarding injuries allegedly sustained at the intersection of South 70 Street and West Washington Street on December 6, 2008.  
*City Attorney recommended to be paid and placed on file.*
15. [2009-0120](#) Summons and Complaint in the matter of Citizens Bank of Mukwonago vs. City of West Allis, et al.  
*City Attorney recommended to be placed on file.*
16. [2010-0032](#) Mike Veon communication regarding vehicle damage allegedly sustained on November 21, 2009 between South 55 and 56 Streets on Lincoln Avenue.  
*City Attorney recommended denial.*

### PUBLIC WORKS COMMITTEE

#### New Matters for Introduction

17. [R-2010-0053](#) Resolution accepting work of Capitol Pavers, Inc. for concrete reconstruction of the pavement, including miscellaneous walk repair, miscellaneous driveway repair, storm sewer, storm sewer relay, sanitary sewer relay, building services and utility adjustments in S. 119 St. from W. Ohio Avenue to W. Morgan Avenue and S. 123 St. from 395' south of W. Euclid Ave. to W. Ohio Ave. in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2005 Project No. 12.  
**Sponsors:** Public Works Committee
18. [R-2010-0059](#) Resolution accepting work of Capitol Pavers, Inc. for street construction, sanitary sewer relay, sanitary sewer, storm sewer relay, storm sewer, water main, water main relay, building services and utility adjustments in W. Grant St. from S. 68th St. to S. 76th St. in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 5.  
**Sponsors:** Public Works Committee

19. [R-2010-0060](#) Resolution accepting work of Capitol Pavers, Inc. for the removal and reconstruction of the concrete alley pavement, storm sewer, storm spot relay, utility adjustments and storm underdrain in various alleys in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 7.  
**Sponsors:** Public Works Committee
20. [R-2010-0054](#) Resolution accepting work of LaLonde Contractors, Inc. for concrete reconstruction of the pavement, including miscellaneous walk repair, driveway replacement, storm sewer, storm sewer relay, sanitary sewer relay, water main, building services and utility adjustments in W. Grant St. from S. 55 St.-S. 60 St.; S. 57 St. from W. Mobile St.-W. Grant St.; W. Rogers St. from S. 53 St.-S. 56 St.; W. Washington St. from S. 96 St. to S. 97 St. in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2007 Project No. 5.  
**Sponsors:** Public Works Committee
21. [R-2010-0057](#) Resolution accepting work of Milwaukee General Construction, Inc. for the removal and reconstruction of the concrete alley pavement, storm sewer, storm spot relay, utility adjustments and storm underdrain in various alleys in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 1.  
**Sponsors:** Public Works Committee
22. [R-2010-0058](#) Resolution accepting work of Reesman's Excavating & Grading, Inc. for street reconstruction, sanitary sewer relay, storm sewer relay, storm sewer, water main relay, building services and utility adjustments in S. 73rd Street from W. Walker St. to NCL; S. 74th St. from N/O W. Walker St. to W. Washington St.; S. 78th St. from W. Greenfield Ave. to W. National Ave. in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 3.  
**Sponsors:** Public Works Committee
23. [R-2010-0061](#) Resolution accepting work of Payne & Dolan, Inc. for asphalt resurfacing of the pavement including the cracking and seating of the pavement with miscellaneous driveway and sidewalk repair, water main relay, sanitary spot relay, storm sewer relay and utility adjustments in various locations in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 6.  
**Sponsors:** Public Works Committee

24. [R-2010-0063](#) Resolution accepting work of Payne & Dolan, Inc. for interim and minor street resurfacing, storm sewer relay, storm sewer spot relay, sanitary sewer relay, sanitary sewer spot relay, water main relay, building services and utility adjustments in various locations in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 12.  
**Sponsors:** Public Works Committee
25. [R-2010-0062](#) Resolution accepting work of MJ Construction, Inc. for installation of sanitary sewer relays, sanitary spot relays, sanitary spot lining, sanitary sewer lining and storm sewer lining in S. 68th St. from W. Beloit Rd. to SCL; S. 76th St. from W. Cleveland Ave. to 400' N. of W. Oklahoma Ave.; W. National Ave. from Union Pacific Railroad to S. 70th St.; and Easement 175' W. of S. 96th St. from W. Washington St. to 45' N. of W. Washington St. in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 13.  
**Sponsors:** Public Works Committee
26. [R-2010-0055](#) Resolution accepting work of Cornerstone Pavers, LLC for concrete patching, asphalt patching, manhole adjustments, and catch basin repairs at various locations in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 15.  
**Sponsors:** Public Works Committee
27. [R-2010-0065](#) Resolution relative to accepting the proposal of Neenah Foundry Co. for furnishing and delivering cast iron manholes and catchbasins for a total sum of \$92,101.00.  
**Sponsors:** Public Works Committee
28. [R-2010-0069](#) Resolution relative to accepting the proposal of various suppliers for furnishing and delivering chimney seals, valves, water boxes and extensions for a total sum of \$175,231.50.  
**Sponsors:** Public Works Committee
29. [R-2010-0070](#) Resolution to approve bid of Veolia ES Industrial Services, Inc., for closed circuit TV inspection of sanitary and storm sewers in various locations within the City of West Allis, in the amount of \$71,637.60.  
**Sponsors:** Public Works Committee

**Public Hearing Items (Public Works Committee)**

30. [R-2010-0066](#) 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. Beloit Rd. from S. 84 St. to W. Oklahoma Ave. and portions of intersecting streets by major asphalt resurfacing with miscellaneous walk, miscellaneous driveway repairs, sanitary sewer relay and utility adjustments.  
**Sponsors:** Public Works Committee
31. [R-2010-0067](#) Final Resolution authorizing public improvement by major asphalt resurfacing with miscellaneous walk, miscellaneous driveway repairs, sanitary sewer relay and utility adjustments in W. Beloit Rd. from S. 84 St. to W. Oklahoma Ave. and portions of intersecting streets and levying special assessments against benefited properties.  
**Sponsors:** Public Works Committee

## **SAFETY & DEVELOPMENT COMMITTEE**

### **New Matters for Introduction**

32. [R-2010-0075](#) Resolution authorizing the awarding of Neighborhood Stabilization Program (NSP) funds to the City of West Allis from the Wisconsin Department of Commerce.  
**Sponsors:** Safety & Development Committee
33. [R-2010-0076](#) Resolution approving a Sole Source professional services contract with Arcadis for the preparation of demolition specifications, oversight and asbestos assessment for the former Chalet Restaurant located at 6215 W. National Ave., in an amount not to exceed \$19,400.  
**Sponsors:** Safety & Development Committee
34. [R-2010-0064](#) Resolution approving a Certified Survey Map for the re-division of land for Phase 2 of Toldt's Six Points/Farmers Market Development, submitted by Helmut Toldt, d/b/a Toldt Development, Inc.  
**Sponsors:** Safety & Development Committee
35. [2010-0124](#) Certified Survey Map for the re-division of land for Phase 2 of Toldt's Six Points/Farmers Market Development, submitted by Helmut Toldt, d/b/a Toldt Development, Inc.

### **Public Hearing Items (Safety & Development Committee)**

36. [R-2010-0072](#) Resolution relative to determination of Special Use Permit for Midwest Gold Buyers, a proposed gold-buying business to be located at 1234 S. 108 St.  
**Sponsors:** Safety & Development Committee
37. [2010-0097](#) Special Use Permit for Midwest Gold Buyers, a proposed gold-buying business to be located at 1234 S. 108 St.
38. [R-2010-0074](#) Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing lattice tower located at 2701 S. 92 St.  
**Sponsors:** Safety & Development Committee
39. [2010-0092](#) Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing lattice tower located at 2701 S. 92 St.
40. [R-2010-0073](#) Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing monopole located at 2550 S. 108 St. & 10607 W. Arthur Ave.  
**Sponsors:** Safety & Development Committee
41. [2010-0091](#) Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing monopole located at 2550 S. 108 St. & 10607 W. Arthur Ave.
42. [R-2010-0077](#) Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing building located at 6600 W. Washington St.  
**Sponsors:** Safety & Development Committee
43. [2010-0094](#) Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing building located at 6600 W. Washington St.
44. [R-2010-0071](#) Resolution relative to determination of Special Use Permit for proposed collocation of high-speed wireless equipment to be attached to the Aurora West Allis Medical Center building located at 8901 W. Lincoln Ave.  
**Sponsors:** Safety & Development Committee
45. [2010-0093](#) Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the Aurora West Allis Medical Center building located at 8901 W. Lincoln Ave.



46. [R-2010-0052](#) Resolution relative to determination of Special Use Permit for proposed collocation of high-speed wireless equipment to be attached to the existing water tower located at 11515 W. Rogers St  
**Sponsors:** Safety & Development Committee
47. [2010-0096](#) Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing water tower located at 11515 W. Rogers St.
48. [R-2010-0080](#) Resolution relative to determination of Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing water tower located at 1981 S. 84 St. & 8435-37 W. National Ave.  
**Sponsors:** Safety & Development Committee
49. [2010-0095](#) Special Use Permit for proposed collocation of high speed wireless equipment to be attached to the existing water tower located at 1981 S. 84 St. & 8435-37 W. National Ave.
50. [2010-0020](#) Communication from Conrad LeBeau, 2003 S. 96 St., opposing the Special Use Permits for collocation of high speed wireless equipment to be located at various locations.

## LICENSE & HEALTH COMMITTEE

### New Matters for Introduction

51. [2010-0126](#) Video/Cable Communications Coordinator communication regarding recommendations for 4th Quarter Operating Funds to the West Allis Community Communications Corporation (WACCC) for the Public Access Channel.
52. [2010-0127](#) Video/Cable Communications Coordinator communication regarding 4th quarter funding recommendations for the WA/WM School District educational access operations.
53. [2010-0118](#) 2010-2011 Used Vehicle Dealer License renewal application(s).
54. [2010-0119](#) 2010-2011 Mobile Home Park License renewal application(s).
55. [2010-0123](#) Appointment of new agent, Dale F. Sosinski, by Mega Marts, LLC, d/b/a Pick 'n Save #6846 located at 2625 S. 108 St. (2009-2010 Combination Class A Liquor License no. 1087).

56. [2010-0122](#) 2009-2010 and 2009-2011 Tavern Operator License applications.
57. [2010-0120](#) 2009-2010 Special Class B Beer and Wine License application(s).
58. [2010-0125](#) Communication from Assistant City Attorney regarding non-payment of personal property taxes, for Children's Creative Corner, Scardina Bakery and Delicatessen and Mr. Gyros, and outstanding judgement for Mr. Gyros.

#### **Previous Matters for Consideration**

59. [2010-0105](#) 2009-2010 Tavern Operator License application no. 10-424 of Manjit S. Shergill.
60. [2009-0782](#) 2009-2010 Tavern Operator License application no. 10-413 of Cortney A. Oettinger.

#### **ADVISORY COMMITTEE**

#### **New Matters for Introduction**

61. [R-2010-0079](#) Resolution relative to the City of West Allis adopting the legislative position stating that if the State Legislature passes any unfunded State Mandates on wages, compensation, and any and all related benefits, that the legislation allow the City to pass on the new, added total cost to employees.  
**Sponsors:** Michael J. Czaplewski
62. [2010-0121](#) City Administrative Officer, Clerk/Treasurer communication requesting permission to destroy certain records.

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

#### **O. 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.