



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

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, June 17, 2014

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. [O-2014-0036](#) Ordinance to amend subsections 12.10(2) Accessory Buildings and 12.10(10) Permitted Obstructions in Required Yards of the Revised Municipal Code; to amend subsections 12.30(2), 12.31(4), 12.32(4), 12.33(4), 12.34(3) and 12.35(4) of the Revised Municipal Code relative to Accessory Buildings; and, to repeal and recreate section 12.36 RB-2 Residence District of the Revised Municipal Code relative to district requirements.

Sponsors: Safety & Development Committee

2. [2014-0404](#) On the 2014-2015 Class B Tavern License application no. 2059 of Chef Paz, LLC, Sivilly Maritza Paz, Agent, d/b/a Chef Paz for premises located at 9039 W. National Ave. (new-nonexisting location) in regard to exceeding the quota.

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

Minutes of the Common Council regular meeting of June 3, 2014.

J. ITEMS NOT REFERRED TO COMMITTEE

- 3. [2014-0384](#)** Report of the Municipal Judge for the month of May 2014, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$117,955.11.

4. [2014-0382](#) Jeffrey Mold request for reimbursement relative to his truck loss on or about November 15, 2013.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

5. [R-2014-0145](#) Resolution to Authorize the Execution of City Contracts without the Signature of the City Administrative Officer/City Administrator.
Sponsors: Administration & Finance Committee
6. [2014-0369](#) Comptroller/Manager of Finance submitting the reports for the 1st Quarter of 2014 indicating City of West Allis checks issued in the amounts of \$2,996,815.81 for January, \$1,596,649.50 for February and \$2,950,229.60 for March.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

7. [R-2014-0139](#) Resolution authorizing and directing staff to proceed with the preparation of plans and specifications and accept bids for the painting and sealing of the railroad overpass located between S. 104 St. and S. 105 St. along W. Greenfield Avenue.
Sponsors: Safety & Development Committee
8. [R-2014-0142](#) Resolution authorizing and directing the Director of Public Works/City Engineer to enter into a State/Municipal Agreement for a Highway Improvement Project with the Wisconsin Department of Transportation for the design, construction and other related work on the reconstruction of W. National Avenue from S. 70th Street to S. 76th Street.
Sponsors: Public Works Committee

9. [R-2014-0143](#) Resolution authorizing and directing the Director of Public Works/City Engineer to enter into a State/Municipal Agreement for a Highway Improvement Project with the Wisconsin Department of Transportation for the design, construction and other related work on the reconstruction of W. National Avenue from S. 92nd Street to W. Lincoln Avenue.
Sponsors: Public Works Committee
10. [R-2014-0146](#) Resolution acknowledging the Common Council's support of the efficient financial management and operation of the City's Sanitary Sewer Utility and authorizing the Assistant City Engineer to submit the Compliance Maintenance Annual Report (CMAR) to the Wisconsin Department of Natural Resources.
Sponsors: Public Works Committee
11. [R-2014-0147](#) Resolution to approve the West Allis Water Utility's July 1, 2013 Purchased Water Adjustment Clause and Simplified Rate Adjustment.
Sponsors: Public Works Committee
12. [R-2014-0150](#) Resolution accepting work of C.W. Purpero, Inc. for the installation of concrete curb and gutter, concrete pavement, miscellaneous walk repair, driveway replacement, sanitary sewer relay, storm sewer, building services and utility adjustments in W. Ohio Ave. from S. 119th St. to S. 122nd St. and W. Holt Ave. from S. 119th St. to 290' East of S. 122nd St. in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2011 Project No. 10.
Sponsors: Public Works Committee
13. [R-2014-0151](#) Resolution accepting work of C.W. Purpero, Inc. for the decommission and demolition of the former Teledyne Property located at 1910 S. 53rd St. in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2011 Project No. 1.
Sponsors: Public Works Committee
14. [R-2014-0152](#) Resolution accepting work of Burkhart Construction Corp. for the accessibility improvements at West Allis City Hall located at 7525 West Greenfield Avenue in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2011 Project No. 12.
Sponsors: Public Works Committee

15. [R-2014-0153](#) Resolution to approve bid of State Contractors, Inc. for concrete pavement patching, sidewalk, pavement markings, manhole adjustments and utility adjustments in W. Lincoln Avenue from S. 84th Street to S. 85th Street, W. Lincoln Avenue from S. 67th Street to S. 68th Street, W. Becher Street from S. 72nd Street to S. 73rd Street and Various Locations throughout the City of West Allis in the amount of \$329,782.00.
Sponsors: Public Works Committee
16. [R-2014-0154](#) Resolution to approve bid of MJ Construction, Inc. for asphalt resurfacing of the pavement including the milling of the pavement with miscellaneous driveway and sidewalk repair, sanitary sewer relay, water main relay, storm sewer, and utility adjustments in S. 62nd St. from W. Beloit Rd. to W. Lincoln Ave., S. 63rd St. from W. Beloit Rd. to W. Lincoln Ave., W. Burnham St. from S. 82nd St. to S. 84th St., W. Bennett Ave. from S. 74th St. to W/O S. 74th St., W. Wildwood Terr. from S. 99th St. E/O S. 99th St. and W. Wildwood Ct. from S. 99th St. to W/O S. 99th St. in the City of West Allis in the amount of \$1,029,145.50.
Sponsors: Public Works Committee
17. [R-2014-0155](#) Resolution granting a Storm Sewer and Sanitary Sewer Easement by Ziegler -Wisconsin 16, LLC, a Wisconsin limited liability company (“Grantor”) to the City of West Allis (“Grantee”) for the property described on Engineering Drawing Y-1186, dated February 20, 2014, which is attached hereto as Exhibit “B” and made a part hereof.
Sponsors: Public Works Committee
18. [2014-0406](#) Communication from Director of Public Works/City Engineer on the proposed use of brine for snow and ice control.

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

19. [R-2014-0148](#) Resolution approving a Certified Survey Map to divide the existing and vacant former Hub Chrysler property into 3 lots located within the 3000 block of S. 108 St., for a commercial redevelopment project, submitted by Robert 100, LLC (Tax Key No. 520-0150-001).
Sponsors: Safety & Development Committee
20. [2014-0402](#) Certified Survey Map to divide the existing and vacant former Hub Chrysler property into 3 lots located within the 3000 block of S. 108 St., for a commercial redevelopment project, submitted by Robert 100, LLC (Tax Key No. 520-0150-001).

21. [2014-0399](#) Special Use Permit amendment for proposed WA Community Child Care, a proposed child daycare center, to be located within a portion of the Summit Place Office Building, at 6682 W. Greenfield Ave.
22. [2014-0400](#) Special Use Permit for an outdoor patio with extension of licensed premise for O'Connor's Perfect Pint, 8423 W. Greenfield Ave.
23. [2014-0401](#) Special Use Permit for a bakery, Aggie's Cakes and Pastries, to be located at 7326-28 W. Greenfield Ave.
24. [R-2014-0149](#) Resolution approving a Certified Survey Map for a lot split to divide an existing parcel and subdivide into two new lots located at 11100 W. Cleveland Ave., submitted by James B. O'Malley of WI Self Storage West Allis, LLC. (Tax Key No. 484-9986-007).

Sponsors: Safety & Development Committee
25. [2014-0403](#) Certified Survey Map for a lot split to divide an existing parcel and subdivide into two new lots located at 11100 W. Cleveland Ave., submitted by James B. O'Malley of WI Self Storage West Allis, LLC. (Tax Key No. 484-9986-007).

Previous Matters for Consideration

26. [2014-0098](#) Request to rezone a portion of the property located at 11100 W. Cleveland Ave. from C-4/Regional Commercial District to M-1/Manufacturing District submitted by James B. O'Malley of WI Self Storage West Allis, LLC (Tax Key No. 484-9986-007).
27. [2014-0097](#) Certified Survey Map for a lot split to create a new (approximately 6.7 acre) lot located at 11100 W. Cleveland Ave. submitted by James B. O'Malley of WI Self Storage West Allis, LLC (Tax Key No. 484-9986-007).

Public Hearing Items (Safety & Development Committee)

28. [O-2014-0036](#) Ordinance to amend subsections 12.10(2) Accessory Buildings and 12.10(10) Permitted Obstructions in Required Yards of the Revised Municipal Code; to amend subsections 12.30(2), 12.31(4), 12.32(4), 12.33(4), 12.34(3) and 12.35(4) of the Revised Municipal Code relative to Accessory Buildings; and, to repeal and recreate section 12.36 RB-2 Residence District of the Revised Municipal Code relative to district requirements.

Sponsors: Safety & Development Committee

29. [2014-0280](#) Communication from the Manager of Planning regarding an Ordinance to amend subsections 12.10(2) Accessory Buildings and 12.10(10) Permitted Obstructions in Required Yards of the Revised Municipal Code; to amend subsections 12.30(2), 12.31(4), 12.32(4), 12.33(4), 12.34(3) and 12.35(4) of the Revised Municipal Code relative to Accessory Buildings; and, to repeal and recreate section 12.36 RB-2 Residence District of the Revised Municipal Code relative to district requirements.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

30. [2014-0414](#) Request to amend premises of O'Connor's Perfect Pint, located at 8423 W. Greenfield Avenue, for an outdoor patio with extension (2014-2015 Class B Tavern License renewal application no. 838 and Dance Hall License renewal application no. 840 of OAR, LLC, Michael C. O'Connor, Agent).
31. [2014-0379](#) Operation Plan for Melissa M. Martin, d/b/a M & M Sports Bar for premises located at 1900 S. 60 St. (2014-2015 Class B Tavern License renewal application no. 1931, new Dance Hall License application no. 2063, and new Instrumental Music License application no. 2064).
32. [2014-0393](#) Communication from Neela Sivasathiyamoorthy, member of Milwaukee Entertainment, LLC, 2013-2014 Class B Tavern License no. 2038, Dance Hall License no. 2039, and Tavern Entertainment-Special License no. 2040 premises located at 9440 W. National Avenue regarding d/b/a name change from Brooklyn's Gentlemen's Club to Heart Breakers.
33. [2014-0397](#) 2014-2015 Used Vehicle Dealer License application(s).
34. [2014-0398](#) 2014-2015 Secondhand Article Dealer License application(s).
35. [2014-0383](#) 2014-2015 Class B Tavern Special Event Permit application no. 6 of Kip's Inn, Inc., Gina M. Jaeckel, Agent, d/b/a Kip's Inn, 837 S. 108 St. (2014-2015 Class B Tavern License renewal application no. 768, Instrumental Music License renewal application no. 771 and Dance Hall License renewal application no. 1652) for a Fund Raiser, to be held Thursday, July 24, 2014 from 4:00 p.m. to 10:00 p.m. (Tent First (1st) application for 2014-2015 license year.

36. [2014-0407](#) 2014-2015 Class B Tavern Special Event Permit application no. 7 of Janice Susan Fazen, LLC, Janice Susan Fazen, Agent, d/b/a Dog House, 1641 S. 68 St. (2014-2015 Class B Tavern License renewal application no. 1759, Instrumental Music License renewal application no. 1761, and Dance Hall License renewal application no. 1760) for a Birthday Party to be held on July 12, 2014 from 8:00 am. to 8:00 p.m., and an Anniversary to be held on July 13, 2014 from 8:00 a.m. to 8:00 p.m. (Food and tent) First (1st) application of the 2014-2015 license year.
37. [2014-0412](#) 2014-2015 Class B Tavern Special Event Permit application no. 8 of Janice Susan Fazen, LLC, Janice Susan Fazen, Agent, d/b/a Dog House, 1641 S. 68 St. (2014-2015 Class B Tavern License renewal application no. 1759, Instrumental Music License renewal application no. 1761, and Dance Hall License renewal application no. 1760) for Corn Roast to be held on August 30, 2014 from 8:00 a.m. - 9:00 p.m., and a Birthday Party to be held on August 31, 2014 from 8:00 a.m. - 7:00 p.m. (Food and tent) Second (2nd) application of the 2014-2015 license year.
38. [2014-0408](#) 2014-2015 Class B Tavern Special Event Permit application no. 9 of D&N Lynch, Inc., Joseph Lynch, Agent, d/b/a Lynch's, 2300 S. 108 St., (2014-2015 Class B Tavern License renewal application no. 489, Instrumental Music License renewal application no. 617 and Dance Hall License renewal application no. 616) for a fundraiser for Pancreatic Cancer to be held on Saturday, July 19, 2014 from 12:00 p.m. to 6:00 p.m. (Food and tent). Second (2nd) application of 2014-2015 license year.
39. [2014-0378](#) 2014-2015 Class B Tavern License application no. 2084 and Dance Hall License application no. 2085 of J. Hay, LLC, Jodie G. Hay, Agent, d/b/a Shamrox for premises located at 6851 W. Beloit Rd. (new-existing location).
40. [2014-0380](#) 2014-2015 Special Class B Beer and Wine License application(s).
41. [2014-0392](#) Operator's License (bartender/sales clerk) applications.
42. [2014-0374](#) 2014-2015 Class A Beer License renewal application.
43. [2014-0376](#) 2014-2015 Combination Class A Liquor License renewal application(s).
44. [2014-0375](#) 2014-2015 Class B Beer License renewal application(s).
45. [2014-0373](#) 2014-2015 Class B Tavern, Dance Hall, Instrumental Music, Pool Tables, Billiard Tables, or Bowling Alleys, and Tavern Entertainment-Special renewal applications.
46. [2014-0377](#) 2014-2015 Class C Wine License renewal application(s).

47. [2014-0385](#) Police Department report regarding tavern violations/calls for service for the month of May 2014.
48. [2014-0386](#) Police Department Report involving Taqueria Buenavista, 6000 W. Burnham St., (2013-2014 Class B Beer License no. 1590, Enicacio Sanchez, Incident Date: April 30, 2014).
49. [2014-0387](#) Police Department Report involving Las Palmas, 1901 S. 60 St. (2013-2014 Class B Tavern License application no. 1541, Dance Hall License application no. 1543 and Instrumental Music License application no. 1544 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, Incident Date: May 3, 2014).
50. [2014-0388](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Incident Date: May 4, 2014).
51. [2014-0389](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 956, Tavern Entertainment-Special License no. 959, and Dance Hall License no. 958, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: May 7, 2014).
52. [2014-0390](#) Police Department Report involving Dog House, 1641 S. 68 St. (2013-2014 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: May 10, 2014).
53. [2014-0391](#) Police Department Report involving Paulie's Pub & Eatery, LLC, 8031 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 1403, Dance Hall License no. 1405 and Instrumental Music License no. 1406 of Paulie's Pub & Eatery, LLC, Kristine M. Budiac, Agent, Incident Date: May 11, 2014).

Previous Matters for Consideration

54. [2014-0321](#) Communication from Joseph Kempen, President, Motor Castings Company, request for a modification to the work plan for the Noise Variance granted to the Motor Castings Company at 1323 S. 65 St.
55. [2014-0299](#) 2014-2016 Operator's License (bartender/sales clerk) renewal application no. 16-079 for Jennifer D. Salzer.
56. [2014-0381](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-442 for Colleen C. Doolan.

57. [2014-0371](#) 2014-2015 Class B Beer License application no. 2078 of Fusion Cafe 100, LLC, Xiu Ying Liu, Agent, d/b/a Fusion Cafe, for premises located at 1427 S. 108 St. (new-existing location).
58. [2014-0372](#) 2014-2015 Class C Wine License application no. 2079 of Fusion Cafe 100, LLC, Xiu Ying Liu, Agent, d/b/a Fusion Cafe, for premises located at 1427 S. 108 St. (new-existing location).
59. [2014-0370](#) 2014-2015 Class B Tavern License appl. no. 2082 of Ryan Lars LLC, Ryan M. Larscheidt, Agent, d/b/a Quencher's premises located at 7731 W. Becher St. (new-existing location).
60. [2014-0394](#) 2014-2015 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.
61. [2014-0395](#) 2014-2015 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.
62. [2014-0396](#) 2014-2015 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.
63. [2014-0311](#) 2014-2015 Class B Tavern License renewal application no. 853 and Dance Hall License renewal application no. 854 of Ubie's Double Vision, LLC, Robert A. Uebelacker, Agent, d/b/a Ubie's Double Vision, premises location at 5501 W. Burnham St.
64. [2014-0319](#) Communication from Assistant City Attorney regarding failure to follow the terms of the payment agreement for delinquent 2010-2012 real estate taxes signed on June 15, 2012, delinquent 2013 real estate and personal property taxes, for 9140 W. National Ave., Stephen A. Nennig, dated May 27, 2014.
65. [2014-0312](#) 2014-2015 Class B Tavern License renewal appl. no. 1159, Instrumental Music License renewal appl. no. 1160 and Dance Hall License renewal appl. no. 1161 of DDT Bobblehedz, Inc., David Bickler, Jr., Agent, d/b/a Bobblehedz located at 5630 W. Lincoln Ave.
66. [2014-0318](#) Communication from Assistant City Attorney regarding failure to follow the terms of the payment agreement for delinquent 2012 real estate taxes signed on June 28, 2013, for 5630 W. Lincoln Ave., DDT Bobblehedz, David P. Bickler, Jr., Agent, dated May 27, 2014.

67. [2014-0307](#) 2014-2015 Class B Tavern renewal application no. 1931, new Instrumental Music License application no. 2064, and new Dance Hall License application no. 2063 of 3M Management, LLC, Melissa Martin, Agent, d/b/a M & M's Sports Bar for premises located at 1900 S. 60 Street.

Public Hearing Items (License & Health Committee)

68. [2014-0282](#) 2014-2015 Class B Tavern License application no. 2059 of Chef Paz, LLC, Sivilly Maritza Paz, Agent, d/b/a Chef Paz for premises located at 9039 W. National Ave. (new-nonexisting location)
69. [2014-0303](#) 2014-2015 Class C Wine License renewal application no. 1884 of Chef Paz, LLC, Sivilly Maritza Paz, Agent, d/b/a Chef Paz for premises located at 9039 W. National Ave.
70. [2014-0305](#) 2014-2015 Class B Beer License renewal application no. 1885 of Chef Paz, LLC, Sivilly Maritza Paz, Agent, d/b/a Chef Paz for premises located at 9039 W. National Ave.

ADVISORY COMMITTEE

New Matters for Introduction

71. [2014-0413](#) USPEH Organization request for a plaque honoring West Allis resident Stanley Vidmar to be placed by the balina court at Veteran's Memorial Park located at 70th and National Avenue.
72. [2014-0410](#) Reappointment by Mayor Devine of Ms. Jamie Vallejo as the Alternate Member of the West Allis Administrative Appeals Review Board, her two-year term to expire June 30, 2016.
73. [2014-0411](#) Reappointments by Mayor Devine to the West Allis Library Board of Ellen Karrels, Elizabeth Suelzer, and Patti Wenzel, their three-year terms to expire July 1, 2017.
74. [2014-0405](#) 2014 Annual Assessment Report.

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.