



# City of West Allis

## Meeting Agenda

### Common Council

7525 W. Greenfield Ave.  
West Allis, WI 53214

*Mayor Jeannette Bell, Chair*

*Aldersperson James W. Sengstock, Council President*

*Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Linda A. Dobrowski,  
Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke,  
Vincent Vitale, and Martin J. Weigel*

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Tuesday, May 15, 2007

7:00 PM

City Hall - Council Chambers

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#### REGULAR MEETING

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**A. CALL TO ORDER**

**B. ROLL CALL**

**C. PLEDGE OF ALLEGIANCE**

**D. PUBLIC HEARINGS**

1. [R-2007-0124](#) Resolution relative to determination of Special Use Permit for Johnny V's Pizza, an existing business located within the Shoppes at 100 multi-tenant commercial building at 2927 S. 108 St., for a proposed expansion to 2931 S. 108 St. (Tax Key No. 520-1002-000)  
  
**Sponsors:** Safety & Development Committee
  
2. [R-2007-0125](#) Resolution relative to determination of Special Use Permit for proposed construction of PyraMax Bank with a drive-thru lane, to be located at 8001-80\*\* W. National Ave. (Tax Key Nos. 452-0523-000 and 452-0522-000)  
  
**Sponsors:** Safety & Development Committee
  
3. [R-2007-0129](#) Resolution relative to determination of Special Use Permit for a proposed fitness center to be located within Toldt's Six Points development at 6501 W. Greenfield Ave. (Tax Key No. 454-0639-000)  
  
**Sponsors:** Safety & Development Committee

- 4. [R-2007-0130](#) Resolution relative to determination of Special Use Permit for proposed T-Mobile cellular antenna installation at West Allis Memorial Hospital, located at 8901 W. Lincoln Ave. (Tax Key No. 487-9999-001)  
**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 May 1, 2007.*

**J. ITEMS NOT REFERRED TO COMMITTEE**

- 5. [2007-0273](#) Report of the Municipal Judge for the month of April 2007, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$114,067.20.

6. [2007-0293](#) Daniel J. Ody communication regarding property damage allegedly sustained at 5811 W. Walker St. in March 2007.

**K. STANDING COMMITTEE REPORTS**

*None.*

**L. COMMON COUNCIL RECESS**

**M. NEW AND PREVIOUS MATTERS**

**ADMINISTRATION & FINANCE COMMITTEE**

7. [R-2007-0126](#) Resolution approving the amendment to the terms of the Economic Development Loan with Carol L. Bohringer d/b/a Sammy's Red Hots & Brats, located at 10534 W. Greenfield Ave.  
**Sponsors:** Administration & Finance Committee
8. [2007-0279](#) West Allis Memorial Hospital, Inc.'s financial statements for the years ended December 31, 2006 and 2005, and Independent Auditors' report.
9. [2007-0298](#) Communication from City Administrative Officer transmitting Traffic Violation & Accident Reports for the period January 1, 2007 through March 31, 2007.
10. [2007-0052](#) Jim Henry communication regarding property damage allegedly sustained at 9141 W. National Ave. on December 28, 2006.

**City Attorney Claim Report**

11. [2001-0112](#) Gary L. Bock, 4012 S. 91 St., Greenfield, claim regarding vehicle damage allegedly sustained at the intersection of Root River Parkway and S. 124 St. on April 10, 2001.
12. [2005-0214](#) Cannon & Dunphy, S.C. communication submitted on behalf of Kevin Trongard regarding injuries allegedly sustained at S. 76th St. and W. Beloit Rd. on March 17, 2005.

13. [2007-0127](#) Summons & Complaint in the matter of JP Morgan Chase Bank, NA vs. City of West Allis Dept. of Development et al.

#### **PUBLIC WORKS COMMITTEE**

14. [R-2007-0122](#) Resolution acknowledging the Common Council's support of the efficient financial management and operation of the City's Sanitary Sewer Utility and authorizing the Director of Public Works to submit the Compliance Maintenance Annual Report (CMAR) to the Wisconsin Department of Natural Resources.  
**Sponsors:** Public Works Committee
15. [R-2007-0127](#) Resolution Constituting a Relocation Order, Pursuant to Secs. 62.22 and 32.05(1) of the Wisconsin Statutes, for the Laying Out, Relocation and Improvement of West National Avenue (Root River Parkway to West Oklahoma Avenue).  
**Sponsors:** Public Works Committee
16. [R-2007-0128](#) Resolution to approve bid of Milwaukee General Construction Co., Inc. for alley reconstruction at various locations within the City of West Allis, in the amount of \$546,172.16.  
**Sponsors:** Public Works Committee
17. [2007-0290](#) Communication from City Engineer regarding 2008 Special Assessment Rates.
18. [2007-0256](#) Request from West Park Place to block off South 74 Street, from West Greenfield Avenue to the alley, on Sunday, June 17, 2007, from 9:00 a.m. to 5:00 p.m., for a Father's Day event.

#### **SAFETY & DEVELOPMENT COMMITTEE**

19. [O-2007-0016](#) Ordinance to amend subsection 13.28(14)(c) of the City of West Allis Revised Municipal Code regarding Property Maintenance Appeals Board meetings being held at the call of the Chairperson.  
**Sponsors:** Safety & Development Committee
20. [O-2007-0017](#) Ordinance to amend subsection 12.38(4)(b) of the Revised Municipal Code regarding area lot coverage for a detached garage.  
**Sponsors:** Safety & Development Committee

21. [O-2007-0018](#) An Ordinance to repeal and recreate section 14.05; to amend Subsection 14.50(7); to repeal Sections 14.53 and 14.54; to renumber Sections 14.55 and 14.56 to Sections 14.53 and 14.54; to repeal Sections 14.57, 14.58, 14.59 and 14.60 and recreate Sections 14.55, 14.56, 14.57; to reserve Sections 14.58 thru 14.74; to repeal and recreate Subsection 14.81(11); and to repeal and recreate Section 14.85 of the Revised Municipal Code regarding electrical codes adopted, Electrical Review Board meetings, electrical contractor licensing and fees, electrical permit fees and changes to the residential affidavit permit.
- Sponsors:** Safety & Development Committee
22. [R-2007-0110](#) Resolution approving a Certified Survey Map for proposed lot split of an industrial parcel located at 11139 W. Becher St., submitted by James Stevenson, Badger Freight. (Tax Key No. 481-9992-005)
- Sponsors:** Safety & Development Committee
23. [2007-0192](#) Certified Survey Map for proposed lot split of an industrial parcel located at 11139 W. Becher St., submitted by James Stevenson, Badger Freight. (Tax Key No. 481-9992-005)
24. [R-2007-0121](#) Resolution approving a Certified Survey Map for proposed lot split of an industrial parcel at 2100 S. 54 St., submitted by William Luterbach, James Luterbach Construction Co., and Brian Nahey, Carnes Company, Inc. (Tax Key No. 474-0005-001)
- Sponsors:** Safety & Development Committee
25. [2007-0264](#) Certified Survey Map for proposed lot split of an industrial parcel at 2100 S. 54 St., submitted by William Luterbach, James Luterbach Construction Co., and Brian Nahey, Carnes Company, Inc. (Tax Key No. 474-0005-001)
26. [2007-0294](#) Communication from Tom Miller requesting a 150 day extension of time in accordance with Chapter 236 of the Wisconsin State Statutes to record the Certified Survey Map to consolidate two parcels to one lot of record for the Steakhouse 100 restaurant located at 7244-46 and 7240-42 W. Greenfield Ave. approved by Common Council on May 1, 2007.
27. [2007-0258](#) Special Use Permit for proposed BUNKERS' nostalgic lounge & eatery restaurant/bar, to be located at 7420 W. Greenfield Ave. (Tax Key No. 440-0413-000)
28. [2007-0259](#) Special Use Permit for proposed construction of a shop/garage facility, to be located at 111\*\* W. Becher St. (Tax Key No. 481-9992-005)

29. [2007-0296](#) Special Use Permit for proposed addition to Swiss Turners Gymnastics Academy, an existing business located at 2214 S. 116 St. (Tax Key No. 481-9993-023)
30. [2007-0297](#) Special Use Permit for the remodeling of a mixed use building which includes the West Allis Cheese and Sausage Shop located at 6832 W. Becher St. (Tax Key No. 476-0106-000).

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

31. [R-2007-0124](#) Resolution relative to determination of Special Use Permit for Johnny V's Pizza, an existing business located within the Shoppes at 100 multi-tenant commercial building at 2927 S. 108 St., for a proposed expansion to 2931 S. 108 St. (Tax Key No. 520-1002-000)  
**Sponsors:** Safety & Development Committee
32. [2007-0247](#) Special Use Permit for Johnny V's Pizza, an existing business located within the Shoppes at 100 multi-tenant commercial building at 2927 S. 108 St., for a proposed expansion to 2931 S. 108 St. (Tax Key No. 520-1002-000)
33. [R-2007-0125](#) Resolution relative to determination of Special Use Permit for proposed construction of PyraMax Bank with a drive-thru lane, to be located at 8001-80\*\* W. National Ave. (Tax Key Nos. 452-0523-000 and 452-0522-000)  
**Sponsors:** Safety & Development Committee
34. [2007-0246](#) Special Use Permit for proposed construction of PyraMax Bank with a drive-thru lane, to be located at 8001-80\*\* W. National Ave. (Tax Key Nos. 452-0523-000 and 452-0522-000)
35. [R-2007-0129](#) Resolution relative to determination of Special Use Permit for a proposed fitness center to be located within Toldt's Six Points development at 6501 W. Greenfield Ave. (Tax Key No. 454-0639-000)  
**Sponsors:** Safety & Development Committee
36. [2007-0198](#) Special Use Permit for proposed fitness center to be located within Toldt's Six Points development at 6501 W. Greenfield Ave. (Tax Key No. 454-0639-000)
37. [R-2007-0130](#) Resolution relative to determination of Special Use Permit for proposed T-Mobile cellular antenna installation at West Allis Memorial Hospital, located at 8901 W. Lincoln Ave. (Tax Key No. 487-9999-001)  
**Sponsors:** Safety & Development Committee

38. [2007-0199](#) Special Use Permit for proposed cellular antenna installation at West Allis Memorial Hospital, located at 8901 W. Lincoln Ave. (Tax Key No. 487-9999-001)

#### LICENSE & HEALTH COMMITTEE

39. [2007-0235](#) 2006-2007 Tavern Operator License application no. 651 of Pemba L. Barboff.
40. [2007-0240](#) 2006-2008 Tavern Operator License application no. 238 of Isaiah P. Satele.
41. [2007-0242](#) 2006-2007 Tavern Operator License application no. 661 of Garrett M. Kloc.
42. [2007-0208](#) 2007-2008 Class B Tavern License application no. 1233, of Noudeum Pophannouvong, d/b/a Hong Thai Restaurant for premises located at 6425 W. Greenfield Ave. (new-nonexisting)
43. [2007-0289](#) 2007-2008 Class A Beer License renewal appl. no. 1077 of Shivkrupa, LLC, d/b/a Express Pantry, Jignesh Patel, Agent, for premises located at 8530 W. Greenfield Ave. (new agent).
44. [2007-0280](#) 2007-2008 Combination Class A Liquor License renewal appl. no. 1205 of Mega Marts, LLC, Jeffrey A. Doepke, Agent, d/b/a Pick 'n Save #6883, premises located at 11111 W. Greenfield Ave. (new agent).
45. [2007-0281](#) 2007-2008 Combination Class A Liquor License renewal appl. no. 1087 of Mega Marts, LLC, Gary W. Pucel, Agent, d/b/a Pick 'n Save #6846, premises located at 2625 S. 108 St. (new agent).
46. [2007-0286](#) 2007-2008 Class B Tavern license renewal application no. 880 and Dance Hall license renewal application no. 882 of Joci Enterprises, LLC, Christopher John Bitz, Agent, d/b/a Jock Stop Sports Bar for premises located at 7930 W. National Ave. (new agent).
47. [2007-0301](#) 2007-2008 Class B Tavern license renewal application no. 637, Dance Hall license renewal application no. 640, and Instrumental Music license renewal application no. 644, of Magoo's of West Allis, Ltd., Thomas James Beckmann, Agent, d/b/a Magoo's Sports Bar & Grill for premises located at 8911 W. National Ave.
48. [2007-0302](#) 2007-2008 Class B Tavern license renewal application no. 797, Dance Hall license renewal application no. 799 and Instrumental Music license renewal application no. 1241, of Rodeo Grill, LLC., Mark S. Silber, Agent, d/b/a Flappers for premises located at 7527 W. Becher St.

49. [2007-0282](#) 2006-2007 Class B Tavern Special Event Permit appl. no. 7 of Cosmo LoMagro, d/b/a Cosmo Factory, 9524 W. Greenfield Ave., (2006-2007 Class B Tavern License application no. 646 and Dance Hall License application no. 648) for Family party, June 2, 2007 from 2:00 p.m. to 11:00 p.m. (driveway on west side of building to be blocked off).
50. [2007-0295](#) 2006-2007 Class B Tavern Special Event Permit appl. no. 8 of Doppelganger's, Inc., Tammy Dopp, Agent, d/b/a Dopp's Bar & Grill, 1022 S. 60 St., (2006-2007 Class B Tavern License application no. 716, Instrumental Music License application no. 722, Dance Hall License application no. 720) for Spring into Summer party, June 9, 2007 from 12:00 p.m. to 10:00 p.m., (Fenced in backyard next to Dopp's).
51. [2007-0278](#) 2007-2008 Special Class B Beer and Wine License application(s).
52. [2007-0277](#) 2007-2008 Used Vehicle Dealer License application(s).
53. [2007-0245](#) 2007-2008 and 2007-2009 Tavern Operator License applications.
54. [2007-0284](#) List of 2007-2008 Class B Tavern, Dance Hall, Instrumental Music, Bowling Alley, Tavern Entertainment and Pool Table License renewal applications.
55. [2007-0285](#) 2007-2008 Combination Class A Liquor License renewal applications.
56. [2007-0288](#) 2007-2008 Wholesale Beer License renewal applications.
57. [2007-0287](#) 2007-2008 Class A Beer License renewal applications.
58. [2007-0283](#) 2007-2008 Class B Beer License renewal applications.
59. [2007-0292](#) 2007-2008 Adult-Oriented Establishment Operator Permit renewal applications.
60. [2007-0275](#) 2007-2008 Amusement Distributor's License renewal application(s).
61. [2007-0276](#) 2007-2008 Phonograph Distributor's License renewal application(s).
62. [2007-0274](#) 2007-2008 Second Hand Dealer License renewal application(s).
63. [2007-0272](#) Video/Cable Communications Coordinator communication regarding recommendations for 1st Quarter Operating Funds to the West Allis Community Communications Corporation (WACCC) for the Public Access Channel.



64. [2007-0257](#) 2007-2009 Tavern Operator License application no. 133 of Carrie L. Gaura.
65. [2007-0268](#) 2007-2009 Tavern Operator License application no. 142 of Jacqueline A. Collier.
66. [2007-0270](#) 2007-2009 Tavern Operator License application no. 164 of Michele L. King.
67. [2007-0291](#) 2007-2009 Tavern Operator License application no. 155 of Christopher A. Barr.
68. [2007-0269](#) 2006-2007 Adult-Oriented Establishment Operator Permit application no. 1246 of Lindsey R. Hayes.
69. [2007-0263](#) 2007-2008 Cigarette License renewal application no. 497 of Walgreens #4774, Paul Mould, Agent, for premises located at 8333 W. Greenfield Ave.
70. [2007-0271](#) 2007-2008 Class B Tavern license renewal application no. 1254 and Dance Hall application no. 1255 of Iris Girl, LLC, Peter D. Crivello, Agent, d/b/a Scotty's Pub, for premises located at 6500 W. Greenfield Ave.(new-existing)

#### ADVISORY COMMITTEE

71. [O-2007-0019](#) An Ordinance to Amend Subsection 3.05(1)(a) of the Revised Municipal Code Relative to the Standing Committees in the Rules of Procedure for Common Council.  
**Sponsors:** Richard F. Narlock
72. [R-2007-0131](#) Resolution Relative to Amending the City of West Allis Policies & Procedures Manual No. 301 Relative to Committees of the Common Council.  
**Sponsors:** Richard F. Narlock
73. [2007-0262](#) Health Commissioner Communication Requesting Approval for Destruction of Public Records at the Health Department.
74. [2007-0299](#) Appointment by Mayor Bell of Donald Nehmer as a member of the West Allis Police & Fire Commission, his five-year term to expire May 1, 2012.
75. [2007-0300](#) Legislative Committee minutes for May 8, 2007.

#### 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.