



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### Common Council

*Mayor Dan Devine, Chair*

*Alderson Thomas G. Lajsic, Council President*

*Aldersons: Gary T. Barczak, Michael J. Czapski, Michael P. May,*

*Cathleen M. Probst, Rosalie L. Reinke, Daniel J. Roadt,*

*James W. Sengstock, Vincent Vitale, and Martin J. Weigel*

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Monday, July 1, 2013

7:00 PM

City Hall Common 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-2013-0149](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of general area bounded by S. 76 St. to S. 108 St. and W. Cleveland Ave. to W. Oklahoma Ave. by miscellaneous replacement or repair of concrete sidewalk and driveways at selected locations.  
  
**Sponsors:** Public Works Committee
2. [2013-0348](#) Special Use Permit for an expansion of use to relocate fuel tanks from 551 S. Curtis Rd to 571-79 S. Curtis Rd. and to provide cross access between parcels on the Zignego Ready Mix properties, submitted by Paul Zignego.
3. [R-2013-0159](#) Resolution relative to determination of Special Use Permit for GR's National Pub, an existing tavern, located at 6827 W. National Ave.  
  
**Sponsors:** Safety & Development Committee
4. [R-2013-0157](#) Resolution relative to determination of Special Use Permit for Treble Maker Studios, a proposed music studio, to be located within the existing multi-tenant building at 5317 W. Burnham St.  
  
**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. 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 18, 2013.*

**J. ITEMS NOT REFERRED TO COMMITTEE**

*None.*

**K. STANDING COMMITTEE REPORTS**

**LICENSE & HEALTH COMMITTEE**

*Regular meeting held on June 25, 2013. (Ald. Barczak excused).*

5. [2013-0410](#) Communication regarding Teen Karma Night Club at 6922 W. Orchard St.  
*Unanimously recommended to be placed on file.*
  
6. [2013-0402](#) Communication from the owner of Crawdaddy's relative to granting an exception to the payment of delinquent property taxes at 6414 W. Greenfield Ave. for issuance of the 2013-2014 Class B Tavern License.  
**Sponsors:** License & Health Committee  
*Unanimously recommended to be placed on file.*
  
7. [2013-0406](#) 2013-2014 Class B Tavern License appl. no. 1992 and Instrumental Music License appl. no. 1993 of Vicente Lozano, d/b/a (to be determined) for premises located at 1022 S. 60 St. (new-existing location).  
*Unanimously recommended to be approved subject to necessary requirements.*
  
8. [2013-0400](#) 2013-2015 Tavern Operator License renewal application no. 15-242 of Dawn J. Murray.  
*Unanimously recommended to be approved.*
  
9. [2013-0401](#) 2013-2015 Tavern Operator License application no. 15-270 of Vicente Lozano.  
*Unanimously recommended to be placed on file.*
  
10. [2013-0298](#) 2012-2013 Direct Sellers/Solicitors Permit application no. 19 of Austin Kairis.  
*Unanimously recommended to be placed on file.*
  
11. [2013-0382](#) Police Department Report involving Las Palmas, 1901 S. 60 St. (2012-2013 Class B Tavern License no. 1541, Dance Hall License no. 1543 and Instrumental Music License no. 1544 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, Incident Date: May 25, 2013).  
*Unanimously recommended to be placed on file.*
  
12. [2013-0381](#) Police Department Report involving Brooklyn's, 9440 W. National Ave., (2012-2013 Class B Tavern License no. 1301, Dance Hall License no. 1303 and Tavern Entertainment-Special License no. 1303 of Cugino's Entertainment, LLC, Dominic Lalicata, Agent, Incident Date: May 5, 2013)  
*Unanimously recommended to be placed on file.*

13. [2013-0405](#) Summons and Complaint in the matter of the complaint against John A. Cissa, 2013-2015 Tavern Operator License renewal application no. 15-95.  
*Unanimously recommended to issue findings and recommendations.*
14. [2013-0287](#) 2013-2015 Tavern Operator License renewal application no. 15-95 of John A. Cissa.  
*Unanimously recommended for nonrenewal.*
15. [2013-0404](#) Summons and Complaint in the matter of the complaint against Albert Hernandez, 2013-2015 Tavern Operator License renewal application no. 15-151.  
*Unanimously recommended to issue findings and recommendations.*
16. [2013-0288](#) 2013-2015 Tavern Operator License renewal application no. 15-151 of Albert Hernandez.  
*Unanimously recommended for nonrenewal.*
17. [2012-0575](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2012-2013 Class A Liquor License application no. 1080 and Cigarette License application no. 1081).  
*Unanimously recommended to issue findings and recommendations.*
18. [2012-0003](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2011-2012 Class A Liquor License no. 1080 and Cigarette License no. 1081).  
*Unanimously recommended to issue findings and recommendations.*
19. [2013-0294](#) Communication from Assistant City Attorney regarding failure to follow payment agreement for delinquent 2010 & 2011 real estate taxes, for West Allis Liquor & Tobacco, 7218 W. Greenfield Ave., on May 13, 2013.  
*Unanimously recommended to be placed on file.*
20. [2012-0456](#) Communication from Assistant City Attorney regarding non-payment of 2010 & 2011 personal property taxes, real estate taxes, NSF check, and fees for West Allis Liquor & Tobacco, 7218 W. Greenfield Ave.  
*Unanimously recommended to be placed on file.*
21. [2011-0702](#) Communication from Assistant City Attorney regarding failure to follow payment agreement for delinquent personal property tax and real estate tax for West Allis Liquor & Tobacco located at 7218 W. Greenfield Ave.  
*Unanimously recommended to be placed on file.*

**L. MOTION FOR RECONSIDERATION**

22. [R-2013-0145](#) Resolution relative to accepting the proposal of Purple Cow Organics, LLC, for providing yard waste management services for a five year period (mutual agreement to renew contract up to four additional one year periods after December 31, 2014) for an estimated sum of \$484,375.00 and optional services for logs 10" or greater at \$35/ton and soil screen of stump grindings to separate wood fiber from soil at \$6.65/ton.

**Sponsors:** Public Works Committee

**M. COMMON COUNCIL RECESS****N. NEW AND PREVIOUS MATTERS****ADMINISTRATION & FINANCE and PUBLIC WORKS COMMITTEES****New Matters for Introduction**

23. [R-2013-0158](#) Resolution relative to accepting the proposal of Bloom Companies, LLC to provide Engineering Consulting Services for the construction of the West Allis Cross-Town Connector Bike and Pedestrian Trail for a total sum not to exceed \$130,000.00.

**Sponsors:** Public Works Committee

**ADMINISTRATION & FINANCE COMMITTEE****New Matters for Introduction**

24. [2013-0423](#) Communication from City Administrative Officer regarding request to fill vacant position of Public Health Nurse I at the Health Department.
25. [2013-0439](#) Interim Fire Chief communication relative to 2013 approved Advanced Life Support (ALS) billing rates.
26. [2013-0422](#) The City of West Allis Accounting and Sample Funding Report of Liabilities for Participants' Post Employment Benefits as of January 1, 2012.

**City Attorney Claim Report**

27. [2007-0637](#) Timothy J. Heidemann, Sr., 8918 W. Montana Ave., communication regarding misplaced personal property by West Allis Police Department on June 1, 2007.  
*City Attorney recommended to be placed on file.*
28. [2012-0408](#) Amended Summons and Complaint in the matter of Wisconsin Housing and Economic Development Authority vs Michael P. Carney, et al regarding foreclosure of mortgage, Case No. 12-CV-3446.  
*City Attorney recommended to be placed on file.*

## PUBLIC WORKS COMMITTEE

### New Matters for Introduction

29. [R-2013-0156](#) Resolution to approve the West Allis Water Utility's June 1, 2013 PWAC Rate Adjustment.  
**Sponsors:** Public Works Committee
30. [R-2013-0148](#) Resolution Authorizing and Directing the Director of Public Works/City Engineer to Pay For Sanitary Sewer Lateral Repairs at 1442 South 57th Street in the Total Amount of \$23,596.13.  
**Sponsors:** Public Works Committee
31. [R-2013-0151](#) Resolution relative to accepting the proposal of North American Salt Co. for furnishing and delivering 6875 tons of deicing road salt for a total sum of \$360,868.75.  
**Sponsors:** Public Works Committee
32. [R-2013-0153](#) Resolution relative to accepting the proposal of Casper's Truck Equipment for furnishing and delivering two (2) 9' Stainless Steel Dump Bodies for a total sum of \$29,990.00.  
**Sponsors:** Public Works Committee
33. [R-2013-0161](#) Resolution to approve bid of Payne & Dolan, Inc. for the asphalt resurfacing of the pavement including the cracking and seating of the pavement with miscellaneous driveway and sidewalk repair, sanitary sewer, and utility adjustments in W. Cleveland Avenue from S. 101st Street to W. National Avenue and W. Oklahoma Avenue from S. Waukesha Road to S. 124th Street in the City of West Allis, in the amount of \$909,620.00.  
**Sponsors:** Public Works Committee

34. [R-2013-0162](#) Resolution to approve bid of MJ Construction, Inc. for the asphalt resurfacing of the pavement including miscellaneous driveway and sidewalk repair, sanitary sewer, and utility adjustments in S. 77th St. from W. Beloit Rd. to W. Arthur Ave., S. 78th St. from W. Lincoln Ave. to W. Arthur Ave., S. 79th St. from W. Lincoln Ave. to W. Arthur Ave., S. 80th St. from W. Hayes Ave. to W. Arthur Ave. and S. 81st St. from 300' South of W. Lincoln Ave. to W. Arthur Ave. in the City of West Allis, in the amount of \$1,080,415.00.  
**Sponsors:** Public Works Committee
35. [R-2013-0152](#) Resolution Requesting a Waiver from Trans 75 Requirements for Bicycle Accommodations on S. 100th St. Construction due to the Constrained Environment Exception.  
**Sponsors:** Public Works Committee
36. [R-2013-0154](#) Resolution Requesting a Waiver from Trans 75 Requirements for Bicycle Accommodations on S. 100th St. (from a point 490FT South of Schlinger Ave. to Schlinger Ave.) Construction due to the Absence of Need Exception.  
**Sponsors:** Public Works Committee
37. [R-2013-0155](#) Resolution Requesting a Waiver from Trans 75 Requirements for Bicycle Accommodations on S. 100th St. (from Schlinger Ave. to the Hank Aaron State Trail) Construction due to the Absence of Need Exception.  
**Sponsors:** Public Works Committee
38. [2013-0425](#) Communication from Peter Daniels, Principal Engineer, regarding a driveway permit for 5317 W. Burnham Street.

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

39. [R-2013-0149](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of general area bounded by S. 76 St. to S. 108 St. and W. Cleveland Ave. to W. Oklahoma Ave. by miscellaneous replacement or repair of concrete sidewalk and driveways at selected locations.  
**Sponsors:** Public Works Committee
40. [R-2013-0150](#) Final Resolution authorizing public improvement by miscellaneous replacement or repair of concrete sidewalk and driveways at selected locations in the area bounded by S. 76 St. to S. 108 St. and W. Cleveland Ave. to W. Oklahoma Ave. and levying special assessments against benefited properties.  
**Sponsors:** Public Works Committee

**SAFETY & DEVELOPMENT COMMITTEE****New Matters for Introduction**

41. [R-2013-0125](#) Resolution Dissolving TIF District No. Three (Quad/Graphics) of the City of West Allis.  
**Sponsors:** Safety & Development Committee
42. [R-2013-0160](#) Resolution relative to authorizing the Director of Development to negotiate with Milwaukee County for the purchase of the property at 6201 W. National Avenue for a Six Points Public Parking Facility Project.  
**Sponsors:** Safety & Development Committee
43. [R-2013-0163](#) Resolution authorizing the Director of Development to enter into a Site Assessment Grant contract by and between the City of West Allis and the Wisconsin Economic Development Corporation in the amount of \$127,000.  
**Sponsors:** Safety & Development Committee
44. [2013-0421](#) Communication from Milwaukee County Transit System Discontinuing Use of Pick & Save Parking Lot at STH 100 and Utilizing National Avenue For Route 54.

**Previous Matters for Consideration**

45. [2011-0491](#) Communication from the Department of Development relative to a status report on the proposed Cross-Town Connector Bike and Pedestrian Trail, available sources of grant funding secured, and options for providing the required local match to commence the project.
46. [2013-0098](#) Special Use Permit for Sammy's Taste of Chicago, a restaurant, proposed to be located at 1234 S. 108 St.

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

47. [2013-0348](#) Special Use Permit for an expansion of use to relocate fuel tanks from 551 S. Curtis Rd to 571-79 S. Curtis Rd. and to provide cross access between parcels on the Zignego Ready Mix properties, submitted by Paul Zignego.
48. [R-2013-0159](#) Resolution relative to determination of Special Use Permit for GR's National Pub, an existing tavern, located at 6827 W. National Ave.  
**Sponsors:** Safety & Development Committee



49. [2013-0336](#) Special Use Permit for GR's National Pub, for an outdoor extension of premise to the existing pub, located at 6827 W. National Ave.
50. [R-2013-0157](#) Resolution relative to determination of Special Use Permit for Treble Maker Studios, a proposed music studio, to be located within the existing multi-tenant building at 5317 W. Burnham St.  
**Sponsors:** Safety & Development Committee
51. [2013-0253](#) Special Use Permit for Treble Maker Studios, a proposed music studio, to be located within the existing multi-tenant building at 5317 W. Burnham St.

## LICENSE & HEALTH COMMITTEE

### New Matters for Introduction

52. [2013-0435](#) Findings and Recommendations in the Matter of the Complaint Against Albert Hernandez, 2013-2015 Tavern Operator License renewal application no. 15-151.
53. [2013-0436](#) Findings and Recommendations in the Matter of the Complaint Against John A. Cissa, 2013-2015 Tavern Operator License renewal application no. 15-95.
54. [2013-0437](#) Findings and Recommendations in the Matter of the Complaint Against Dilneet Corporation, d/b/a West Allis Liquor & Tobacco for premises located at 7218 W. Greenfield Ave. (2011-2012, 2012-2013 & renewal 2013-2014 Class A Liquor License no. 1081).
55. [2013-0418](#) Request to amend premises of GR's National Pub, located at 6827 W. National Ave., for an outdoor extension (2013-2014 Class B Tavern License no. 1613, Instrumental Music License no. 1614 and Dance Hall License no. 1615).
56. [2013-0416](#) Mega Marts, LLC communication regarding notice of change of liquor agent at Pick 'n Save #6846 located at 2625 S. 108 St. (2013-2014 Combination Class A Liquor License no. 1087).
57. [2013-0409](#) 2013-2014 Class B Tavern, Dance Hall and Instrumental Music renewal applications.
58. [2013-0407](#) 2013-2014 Class B Beer License renewal application(s).
59. [2013-0408](#) 2013-2014 Class C Wine License renewal application(s).

60. [2013-0413](#) 2013-2014 Class B Tavern Special Event Permit application no. 5 of Janice Susan, LLC, Janice S. Fazen, Agent, d/b/a Dog House, 1641 S. 68 St. (2013-2014 Class B Tavern License no. 1759, Instrumental Music License no. 1761 and Dance Hall License no. 1760) for Graduation, Birthday, Saturday, July 13 and Sunday, July 14, 2013, from 6:00 a.m. to 8:00 p.m. (Tents and food). 1st application for 2013-2014 license year.
61. [2013-0414](#) 2013-2014 Class B Tavern Special Event Permit application no. 6 of Lele's Whiskey Corner, LLC, Erwin Magritz, Agent, d/b/a Remedy Bar, 1309 S. 60 St., (2013-2014 Class B Tavern License no. 1733) for Birthday Party, Friday July 5, 2013, from 10:00 a.m. to 11:00 p.m. (Food). 1st application for 2013-2014 license year.
62. [2013-0420](#) 2013-2014 Class B Tavern Special Event Permit application no. 7 of The Buzzard's Nest, LLC, Lawrence E. Pryor, Agent, d/b/a The Buzzard's Nest, 6000 W. Mitchell St., (2013-2014 Class B Tavern License no. 1965, Instrumental Music License no. 1967 and Dance Hall License no. 1966) ) for Grand Opening, Saturday, July 6, 2013, from 3:00 p.m. to 11:00 p.m. (Food). 1st application for 2013-2014 license year.
63. [2013-0424](#) 2013-2014 Trailer and Truck Rental License application(s).
64. [2013-0415](#) Package Goods Operator License application(s).
65. [2013-0417](#) Tavern Operator License applications.
66. [2013-0426](#) 2013-2014 Tavern Operator License application no. 14-285 of Valerie J.Thompson.
67. [2013-0427](#) 2013-2014 Tavern Operator License application no. 14-286 of Dmitri Nokovic.
68. [2013-0428](#) 2013-2014 Tavern Operator License application no. 14-290 of Kathryn Anna Norene Schulze.
69. [2013-0429](#) 2013-2015 Tavern Operator License renewal application no. 15-205 of Catherine J. Monigal.
70. [2013-0430](#) 2013-2015 Tavern Operator License renewal application no. 15-209 of Danielle M. Helt.
71. [2013-0419](#) Health Department communication regarding A-R-H Enterprises, LLC, d/b/a Las Palmas, 1901 S. 60 St., Hugo Jose Juarez, Agent, (2013-2014 Health Department renewal Food Permit, Class B Tavern License renewal application no. 1541, Dance Hall License renewal application no. 1543 and Instrumental Music License renewal application no. 1544).

72. [2013-0438](#) 2013-2014 Class B Tavern License renewal application no. 1541, Dance Hall License renewal application no. 1543 and Instrumental Music License renewal application no. 1544 of A-R-H Enterprises, LLC, Hugo Jose Juarez, Agent, d/b/a Las Palmas for premises located at 1901 S. 60 St.
73. [2013-0431](#) 2013-2014 Tavern Operator License application no. 14-283 of Michael J. Hepting.
74. [2013-0432](#) 2013-2014 Tavern Operator License application no. 14-287 of John M. Sutton.
75. [2013-0433](#) 2013-2014 Tavern Operator License application no. 14-291 of Marcia Thekan.
76. [2013-0434](#) 2013-2015 Tavern Operator License application no. 15-238 of Linda Marie Gauthier.

### **Previous Matters for Consideration**

77. [2013-0353](#) 2013-2015 Tavern Operator License renewal application no. 15-220 of Beth Ann Selky.
78. [2013-0384](#) Police Department Report involving O'Connors Perfect Pint, 8423 W. Greenfield Ave. (2012-2013 Class B Tavern License no. 838, Dance Hall License no. 840, and Instrumental Music License no. 841 of OAR, LLC, Michael O'Connor, Agent, Incident Date: May 26, 2013).
79. [2013-0355](#) 2013-2014 Combination Class A License application no. 1988, of Big Boss Liquor, Inc., Raj K. Sehdev, Agent, d/b/a Aryan's Liquor Store for premises located at 1568 S. 81 St. (new-existing location).
80. [2013-0403](#) Summons and Complaint in the matter of the complaint against Margaret Finley, 2013-2015 Tavern Operator License renewal application no. 15-157.
81. [2013-0316](#) 2013-2015 Tavern Operator License renewal application no. 15-157 of Margaret L. Finley.
82. [2013-0052](#) Summons and Complaint in the matter of the complaint against Aryan's Mart & Beer, LLC, Sandeep Kumar Verma, Agent, for the premises located at 1568 S. 81 St., d/b/a Aryan's Liquor & Beer (2012-2013 Class A Liquor License no. 1586 and Cigarette License no. 1558).
83. [2013-0018](#) Communication from Assistant City Attorney regarding building code violations at 1568 S. 81 St., Aryan's Mart & Beer, LLC, Sandeep K. Verma, Agent, d/b/a Aryan's Liquor & Beer.

84. [2012-0395](#) 2012-2013 Cigarette License renewal application no. 1400 of Rahan, LLC, Mohammad Rafiq, Agent, d/b/a Hwy 100 Mobil for premises located at 3061 S. 108 St.
85. [2012-0550](#) Communication from Assistant City Attorney regarding non-payment of 2011 real estate taxes for 3061 S. 108 St., Mohammad Rafiq, dated October 9, 2012.
86. [2012-0010](#) 2011-2012 Class B Tavern License application no. 1824 of Mells Novelty, LLC, Ronald L. Mellantine, Agent, d/b/a (to be determined), premises located at 9638 W. National Ave. (new-nonexisting location).
87. [2012-0574](#) Summons and Complaint in the matter of the complaint against Connoisseur House of Chocolates, Inc., Scott Repinski, Agent, for the premises located at 1944 S. 76 St., d/b/a Signature Chocolate (2012-2013 Food-Related Permit).
88. [2012-0474](#) Communication from Assistant City Attorney regarding delinquent taxes for Signature Chocolate located at 1944 S. 76 St.

#### **ADVISORY COMMITTEE**

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

89. [2013-0412](#) Appointment by Mayor Devine of Kathy Becker as a member of the Board of Health, her term to expire January 1, 2016.

#### **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.