



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, February 16, 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-2010-0031](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of S. 85 St. from W. Lincoln Ave. to W. Hayes Ave., and S. 117 St. from W. Lincoln Ave. to W. Cleveland Ave. by minor asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair and utility adjustments, and S. 86 St. from W. Lincoln Ave. to south of W. Hayes Ave. by minor asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

2. [R-2010-0051](#) Resolution relative to determination of Special Use Permit for CiCi's Pizza, to be located within the Shoppes on 100 multi-tenant commercial building located at 2923-27 S. 108 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. MISCELLANEOUS BUSINESS

Mayor's Report

Alderpersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of February 2, 2010.

J. ITEMS NOT REFERRED TO COMMITTEE

3. [2010-0107](#) Report of the Municipal Judge for the month of January 2010, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$88,290.29.
4. [2010-0106](#) Attorney Robert B. Erdmann communication on behalf of his client, Matthew Cincotta, for vehicle damage allegedly sustained at 4777 W. Lincoln Avenue on January 7, 2010.
5. [2010-0108](#) Amended Summons and Complaint in the matter of Citibank, N.A. vs. Linda A. Torres, et al., regarding foreclosure of mortgage, Case No. 09CV017934.
6. [2010-0110](#) Rosa Gallardo communication requesting a refund of towing charges that occurred January 7, 2010.

K. STANDING COMMITTEE REPORTS

None.

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

7. [R-2010-0039](#) Resolution Relative to Approving 2009 - Transfers, Carryovers, Open Purchase Orders, Capital Accumulation Charges and Negative Department Balances.
Sponsors: Administration & Finance Committee
8. [R-2010-0041](#) Initial Resolution Authorizing \$1,320,000 General Obligation Bonds of the City of West Allis for Sanitary Sewer Improvements.
Sponsors: Administration & Finance Committee
9. [R-2010-0042](#) Initial Resolution Authorizing \$1,980,000 General Obligation Bonds of the City of West Allis for Water System Improvements.
Sponsors: Administration & Finance Committee
10. [R-2010-0043](#) Initial Resolution Authorizing \$2,715,000 General Obligation Bonds of the City of West Allis for Street Improvement Projects.
Sponsors: Administration & Finance Committee
11. [R-2010-0044](#) Initial Resolution Authorizing \$1,700,000 General Obligation Bonds of the City of West Allis for Storm Sewer Improvements.
Sponsors: Administration & Finance Committee
12. [R-2010-0045](#) Initial Resolution Authorizing \$4,745,000 General Obligation Refunding Bonds of the City of West Allis.
Sponsors: Administration & Finance Committee

13. [R-2010-0046](#) Initial Resolution Authorizing \$17,715,000 Taxable General Obligation Refunding Bonds of the City of West Allis.
Sponsors: Administration & Finance Committee
14. [R-2010-0048](#) Resolution Providing for the Sale of \$7,715,000 General Obligation Corporate Purpose Bonds of the City of West Allis.
Sponsors: Administration & Finance Committee
15. [R-2010-0049](#) Resolution Providing for the Sale of \$4,745,000 General Obligation Refunding Bonds of the City of West Allis.
Sponsors: Administration & Finance Committee
16. [R-2010-0050](#) Resolution Providing for the Sale of \$17,715,000 Taxable General Obligation Refunding Bonds of the City of West Allis.
Sponsors: Administration & Finance Committee
17. [R-2010-0047](#) Resolution Directing Publication of Notice to Electors.
Sponsors: Administration & Finance Committee

City Attorney Claim Report

18. [2001-0131](#) Summons and Complaint in the matter of The Equitable Bank, S.S.B. vs. City of West Allis, et al.
City Attorney recommended to be placed on file.
19. [2001-0143](#) Ziino, Germanotta, Knoll & Christensen, Summons & Complaint in the matter of Meridian Capital Bank, N.A. vs. Catherine D. and William J. Kiewit and the City of West Allis, et al., Case No. 01CV009425.
City Attorney recommended to be placed on file.
20. [2010-0019](#) Linda Dekker communication regarding vehicle damage allegedly sustained West on W. National Ave. near S. 68 St. on December 25, 2009.
City Attorney recommended denial.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

21. [R-2010-0034](#) Resolution accepting work of C.W. Purpero, Inc. for the installation of sanitary sewer relays, sanitary spot relays, sanitary spot lining, sanitary sewer lining and storm sewer lining in various locations in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2009 Project No. 4.
Sponsors: Public Works Committee
22. [R-2010-0035](#) 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 sewer 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 2008 Project No. 12.
Sponsors: Public Works Committee
23. [R-2010-0036](#) Resolution accepting work of Stark Asphalt, a division of Northwest Asphalt Products, Inc., for installation of a new concrete curb and gutter, concrete base patching, and major asphalt resurfacing of the pavement including the cracking and seating of the pavement with miscellaneous driveway and sidewalk repair, sanitary sewer repair and lining, storm sewer repair and utility adjustments in various locations in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2008 Project No. 11.
Sponsors: Public Works Committee
24. [R-2010-0037](#) Resolution accepting work of Globe Contractors, Inc., for installation of sanitary sewer, sanitary sewer relay and sanitary spot sewer relay in various locations in West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2007 Project No. 14.
Sponsors: Public Works Committee
25. [R-2010-0038](#) Resolution accepting work of Payne & Dolan, Inc. for the installation of new concrete curb and gutter, concrete pavement, new concrete driveways, storm sewer, storm sewer relay, sanitary sewer relay, water main, 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 2007 Project No. 13.
Sponsors: Public Works Committee
26. [R-2010-0040](#) Resolution relative to accepting the proposal of Mueller Co., Ltd. for furnishing and delivering fire hydrants for a total sum of \$92,472.03.
Sponsors: Public Works Committee
27. [2010-0098](#) Petition submitted by residents of S. 85 St., S. 86 St. between W. Washington St. and W. Greenfield Ave. opposing the alley improvement.

Public Hearing Items (Public Works Committee)

28. [R-2010-0031](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of S. 85 St. from W. Lincoln Ave. to W. Hayes Ave., and S. 117 St. from W. Lincoln Ave. to W. Cleveland Ave. by minor asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair and utility adjustments, and S. 86 St. from W. Lincoln Ave. to south of W. Hayes Ave. by minor asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair, water main relay, building services and utility adjustments.
- Sponsors:** Public Works Committee
29. [R-2010-0032](#) Final Resolution authorizing public improvement by minor asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair and utility adjustments in S. 85 St. from W. Lincoln Ave. to W. Hayes Ave., and S. 117 St. from W. Lincoln Ave. to W. Cleveland Ave., and minor asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair, water main relay, building services and utility adjustments in S. 86 St. from W. Lincoln Ave. to south of W. Hayes Ave. and levying special assessments against benefited properties.
- Sponsors:** Public Works Committee

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

30. [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.
31. [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.
32. [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.
33. [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.
34. [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.

35. [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.
36. [2010-0097](#) Special Use Permit for Midwest Gold Buyers, a proposed gold-buying business to be located at 1234 S. 108 St.

Public Hearing Items (Safety & Development Committee)

37. [R-2010-0051](#) Resolution relative to determination of Special Use Permit for CiCi's Pizza, to be located within the Shoppes on 100 multi-tenant commercial building located at 2923-27 S. 108 St.
Sponsors: Safety & Development Committee
38. [2010-0045](#) Special Use Permit for CiCi's Pizza, to be located within the Shoppes on 100 multi-tenant commercial building located at 2927 S. 108 St.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

39. [2010-0109](#) 2009-2010 Secondhand Jewelry Dealer License appl. no. 1627 of James Barnes Goldsmith LLC, d/b/a Barnes Goldsmith for premises at 8700 W. Greenfield Ave.
40. [2010-0111](#) 2010-2011 Used Vehicle Dealer License renewal application(s).
41. [2010-0112](#) 2009-2010 and 2009-2011 Tavern Operator License applications.
42. [2010-0099](#) Police Department report regarding tavern violations/calls for service for the month of January 2010.
43. [2010-0100](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: January 1, 2010).
44. [2010-0102](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: January 10, 2010).

45. [2010-0104](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2009-2010 Class B Tavern License no. 637, Dance Hall License no. 640 and Instrumental Music License no. 644 of Magoos of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: January 20, 2010).
46. [2010-0103](#) Police Department Report involving Boz's Sports Bar, 1325 S. 70 St. (2009-2010 Class B Tavern License no. 448, and Dance Hall License no. 496 of Boz's, Inc., Shawn R. Lange, Agent, Incident Date: January 18, 2010).
47. [2010-0101](#) Police Department Report involving Mario's, 1900 S. 60 St. (2009-2010 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: January 1, 2010).
48. [2010-0105](#) 2009-2010 Tavern Operator License application no. 10-424 of Manjit S. Shergill.

Previous Matters for Consideration

49. [2010-0071](#) 2009-2010 Tavern Operator License application no. 10-421 of Adam P. Nelson.
50. [2010-0072](#) 2009-2011 Tavern Operator License application no. 11-429 of Kathleen M. Bump.
51. [2009-0801](#) 2009-2011 Tavern Operator License application no. 11-414 of Angela C. Gutbrod.

ADVISORY COMMITTEE

New Matters for Introduction

52. [2010-0113](#) Reappointment by Mayor Devine of Sue Titschler as a member of the West Allis Beautification Committee, her two-year term to expire December 31, 2011.
53. [2010-0114](#) Appointment by Mayor Devine of Peter Hansen as a member of the West Allis Capital Improvement Committee, his term to expire January 10, 2011.
54. [2010-0115](#) Reappointment by Mayor Devine of Randy Kassa as a member of the West Allis Community Celebrations Committee, his three-year term to expire December 31, 2012.
55. [2010-0116](#) Appointment by Mayor Devine of Sharon Roy as a member of the West Allis Community Celebrations Committee (Director of Public Works/City Engineer Designee).

56. [2010-0117](#) Legislative Committee minutes for February 9, 2010.

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.