



City of West Allis

Meeting Minutes

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

The meeting was called to order by Mayor Devine at 7:00 p.m.

B. ROLL CALL

Present 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Barczak.

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

Explanation by Michael Lewis, Director of Public Works/City Engineer.

Appearances:

Jenny Jezo, 11710 W. Hayes Ave., represented her mother, objected to the project. She provided a history of the subdivision, the school, and parking. She said that she is represented by Attorney Finerty, and said the project offers no benefits to the residents. She commented on events held by the school that create high traffic, and addressed the State Fair use of the school property compounding the nuisance issue for the residents. She said that the City allows the street to be used as a thoroughfare, and that the street was not engineered or intended for commercial use. She said that the City and the WAPD continue to allow trucking and speeding on the street and loitering, littering and vandalizing by the students. She addressed her concerns with regard to safety for the residents. She asked further questions regarding a feasibility study, benefits, road design and bond rating. She requested a Town Hall meeting.

Ida Bolton, 2316 S. 85 St., said that school buses use the street, and the street was not made for this type of traffic. She asked about the time frame and using Central High School's parking

lot.

Nancy Bryce, 11712 W. Cleveland Ave., agreed with everything Jenny Jezo said. She said that when she bought the property, she did not know the street would be a main road. She said that she cannot use her driveway between 3:00 and 3:30, and that her house vibrates from the street being used as a thoroughfare. She stated that the road is used by the entire school district, and asked why the residents bear the brunt of the cost. She said the cost for the street improvement should be dispersed throughout the entire city based on who benefits from the improvement.

Les Takkinen, 2611 S. 117 St., Pastor from Grace Bible Church, said he is not opposed to the project, and that the Public Works Department has done well in trying to maintain the street. He understands the need for the repair, and asked that those involved do the best job possible in assessing and repair so that the street lasts a long time.

- 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

Explanation by John Stibal, Director of Development.

Appearances:

Sandra Ligoeki, 720 S. 92 St., supported the proposal. She said that the restaurant will be a good addition to the community.

Keith Villwock, 2551 S. Seymour Pl., asked about capacity, and commented on the parking problem at the Shoppes.

E. CITIZEN PARTICIPATION

None.

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

Mayor Devine announced that the following Committees would meet during recess: Administration & Finance, Public Works, Safety & Development, License & Health, and Advisory.

G. MISCELLANEOUS BUSINESS

Mayor's Report

Wished the Olympic athletes well.

Alderspersons Comments

None.

H. AGENDA APPROVAL

that the agenda as submitted be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the 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.

Attachments: [January 2010.pdf](#)

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.

Passed The Block Vote

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

Thereupon, the Council took a recess at 7:28 p.m. Upon returning from recess at 8:13 p.m., and the roll call being taken, there were:

Present 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

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
- Attachments:* [2009 Carryovers.pdf](#)
- Held in Administration & Finance Committee during recess.*
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

Attachments: [ADMR.NtoE ExhA.021610.pdf](#)

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.

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.

20. [2010-0019](#) Linda Dekker communication regarding vehicle damage allegedly sustained West on W. National Ave. near S. 68 St. on December 25, 2009.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

PUBLIC WORKS COMMITTEE

21. 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

Attachments: [1063 Fire Hydrant tabulation.pdf](#)

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.

Attachments: [Petition.pdf](#)

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

Passed The Block Vote

Aye: 10 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

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.

Held in Safety & Development Committee during recess.

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.

Held in Safety & Development Committee during recess.

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.

Held in Safety & Development Committee during recess.

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.

Held in Safety & Development Committee during recess.

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.
Held in Safety & Development Committee during recess.
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.
Held in Safety & Development Committee during recess.
36. [2010-0097](#) Special Use Permit for Midwest Gold Buyers, a proposed gold-buying business to be located at 1234 S. 108 St.
Held in Safety & Development Committee during recess.

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.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

LICENSE & HEALTH COMMITTEE

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).
License application nos. 33, 247, 296, 1042, 1044 & 1045 granted.
41. [2010-0112](#) 2009-2010 and 2009-2011 Tavern Operator License applications.
2009-2011 License application nos. 432-436 granted.
42. [2010-0099](#) Police Department report regarding tavern violations/calls for service for the month of January 2010.
Attachments: [January 2010 Police Dept Report.pdf](#)
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.
Held in License & Health Committee during recess.
49. [2010-0071](#) 2009-2010 Tavern Operator License application no. 10-421 of Adam P. Nelson.
Denied based on the police report.
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.
Denied based on nonappearance.

Passed The Block Vote

Aye: 10 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

ADVISORY COMMITTEE

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.

Attachments: [LEG CMTE MINS 020910.pdf](#)

Passed The Block Vote

Aye: 10 - Barczak, Czaplowski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

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

None.

O. ADJOURNMENT

to adjourn at 8:19 p.m., with the next regularly scheduled meeting to be held on March 2, 2010, at 7:00 p.m

*/s/Paul M. Ziehler
City Administrative Officer
Clerk/Treasurer*



All meetings of the {bdName} 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.