



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### Common Council

*Mayor Dan Devine, Chair*

*Alderman James W. Sengstock, Council President*

*Aldermen: Gary T. Barczak, Michael J. Czaplowski, Kurt E. Kopplin, Thomas G. Lajsic,  
Richard F. Narlock, Rosalie L. Reinke, Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel*

---

Tuesday, October 4, 2011

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. [R-2011-0213](#) Resolution relative to determination of Special Use Permit for Iglesia de Dios, a proposed religious institution to be located at 5401 W. Burnham St.  
**Sponsors:** Safety & Development Committee
  
2. [R-2011-0211](#) Resolution relative to determination of Special Use Permit for J.J. Chen's Eatery, a restaurant to be located at 10722 W. Oklahoma Ave.  
**Sponsors:** Safety & Development Committee
  
3. [R-2011-0209](#) Resolution to approve the Year 2012 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).  
**Sponsors:** Administration & Finance 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 September 20, 2011.*

**J. ITEMS NOT REFERRED TO COMMITTEE**

- 4. [2011-0573](#) Notice of Injury submitted by Warshafsky, Rotter, Tarnoff & Bloch, S.C. on behalf of Jeffrey Albanese regarding injuries allegedly sustained on June 29, 2011 near 9644 W. Schlinger Avenue.

**K. STANDING COMMITTEE REPORTS**

**LICENSE & HEALTH COMMITTEE**

*Regular meeting held on September 27, 2011.*

5. [2011-0568](#) Summons and Complaint in the matter of the complaint against International Development, LLC, Joshua J. Johnson, Agent, for the premises located at 9105 W. Lincoln Ave., d/b/a Hero's Sports Pub & Grill (2011-2012 Class B Tavern License no. 1705, Dance Hall License no. 1728 and Instrumental Music License no. 1727).  
*Unanimously recommended to be placed on file.*
6. [2011-0514](#) Police Department Reports involving Hero's Sports Pub & Grill, 9105 W. Lincoln Ave. (2011-2012 Class B Tavern License no. 1705, Dance Hall License no. 1728 and Instrumental Music License no. 1727 of International Development, LLC, Joshua J. Johnson, Agent, Incident Dates: July 8, 2011, July 10, 2011, two (2) on July 24, 2011 and August 14, 2011).  
*Unanimously recommended to be placed on file.*
7. [2011-0550](#) Police Department Reports involving Hero's Sports Pub & Grill, 9105 W. Lincoln Ave. (2011-2012 Class B Tavern License no. 1705, Dance Hall License no. 1728 and Instrumental Music License no. 1727 of International Development, LLC, Joshua J. Johnson, Agent, Incident Dates: July 16, July 20, July 24, July 30, July 31, August 6, August 7, August 27, and August 28, 2011).  
*Unanimously recommended to be placed on file.*
8. [2011-0546](#) 2011-2013 Tavern Operator License application no. 13-384 of Dustin J. Daley.  
*Unanimously recommended to be placed on file.*
9. [2011-0547](#) 2011-2013 Tavern Operator License application no. 13-388 of James E. Adams.  
*Unanimously recommended to be approved.*
10. [2011-0507](#) Police Department Report involving Walk-Her-Inn, 900 S. 74 St. (2011-2012 Class B Tavern License no. 1538 and Dance Hall License no. 1540, Diane D. Plumeri, Incident Date: July 9, 2011).  
*Unanimously recommended to be placed on file.*
11. [2011-0508](#) Police Department Report involving Flappers, 7527 W. Becher St. (2011-2012 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: July 2, 2011).  
*Unanimously recommended to be placed on file.*
12. [2011-0509](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Incident Date: July 1, 2011).  
*Unanimously recommended to be placed on file.*

13.     [2011-0510](#)           Police Department Report involving Ubie's Double Vision, 5501 W. Burnham St. (2011-2012 Class B Tavern License no. 853, Dance Hall License no. 854 and Instrumental Music License no. 855 of Ubie's Double Vision, LLC, Robert A. Uebelacker, Agent, Incident Date: July 9, 2011).  
  
*Unanimously recommended to be placed on file.*
14.     [2011-0513](#)           Police Department Report involving Taqueria Buenavista, 6000 W. Burnham St., (2011-2012 Class B Beer License no. 1590, Enicacio Sanchez, Incident Date: June 14, 2011).  
  
*Unanimously recommended to be placed on file.*
15.     [2011-0551](#)           Police Department Report involving The Drunken Duck, 5906 W. Burnham Ave., (2011-2012 Class B Tavern License no. 1743 and Instrumental Music License no. 1788 of Beer Garden Entertainment, LLC, Lindsey Anne Guillermo, Agent, Incident Date: August 11, 2011).  
  
*Unanimously recommended to be placed on file.*
16.     [2011-0552](#)           Police Department Report involving The Alibi Tavern, 6540 W. Grant St. (2011-2012 Class B Tavern License no. 1663 of Alibi Taverns, LLC, Patrick R. Kosidowski, Agent, Incident Date: August 13, 2011).  
  
*Unanimously recommended to be placed on file.*
17.     [2011-0557](#)           Police Department Report involving Lois's Derby, 1430 S. 81 St. (2011-2012 Class B Tavern License no. 682 and Dance Hall License no. 684, Lois McHugh, Incident Date: August 15, 2011).  
  
*Unanimously recommended to be placed on file.*
18.     [2011-0562](#)           Police Department Reports involving Wild Bill's Saloon, 1454 S. 92 St. (2011-2012 Class B Tavern License no. 789 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Dates: August 28, and August 31, 2011).  
  
*Unanimously recommended to be placed on file.*
19.     [2011-0455](#)           Police Department Report regarding June 27, 2011 Tobacco Compliance Check involving fourteen (14) West Allis businesses, resulting with one (1) selling tobacco to an underage person without requesting identification. (2010-2011 Cigarette License no. 497 of Walgreens Co., Paul Mould, Agent, d/b/a Walgreens #4774, at 8333 W. Greenfield Ave.)  
  
*Unanimously recommended to be placed on file.*

20. [2011-0544](#) 2011-2012 Tavern Operator License application no. 12-328 of Colleen M. Santner.

*Recommended to be approved by the following vote:*

*Ayes: 4 - Alderpersons Barczak, Roadt, Sengstock & Weigel*

*Noes: 1 - Alderperson Czaplewski*

## L. COMMON COUNCIL RECESS

## M. NEW AND PREVIOUS MATTERS

### ADMINISTRATION & FINANCE COMMITTEE

#### New Matters for Introduction

21. [R-2011-0208](#) Resolution Relative to Amending the City of West Allis Policies & Procedures Manual No. 1452, Workplace Violence Sections 1.0 Purpose, 2.0 Organizations and Person Affected, 5.2, 5.2.1 and 5.2.2 General Policies - Prohibited Conduct and 5.3.3 General Policies - Complaint and Investigation Procedure under Human Resources.  
**Sponsors:** Administration & Finance Committee
22. [2011-0574](#) Communication from the City Attorney regarding request to fill the vacant position of part-time Legal Secretary in the City Attorney's Office.
23. [2011-0586](#) Fire Chief notification of Transfer of Funds of \$170,000 from Salary to Capital budget.

#### City Attorney Claim Report

24. [2010-0039](#) Summons and Complaint in the matter of Chase Home Finance, LLC vs. City of West Allis, et al.  
*City Attorney recommended to placed on file.*
25. [2010-0606](#) Cross-Claim in the matter of Tri City National Bank vs. Wheatco Enterprises, LLC, et al, regarding foreclosure of mortgage, Case No. 10-CV-006264.  
*City Attorney recommended to placed on file.*

26. [2010-0659](#) Amended Summons and Complaint in the matter of U.S. Bank National Association vs. Maria Del Rosio Garcia, et al, regarding foreclosure of mortgage, Case No. 10-CV-005780.  
*City Attorney recommended to placed on file.*

### **Public Hearing Items (Administration & Finance Committee)**

27. [R-2011-0209](#) Resolution to approve the Year 2012 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).  
**Sponsors:** Administration & Finance Committee

### **PUBLIC WORKS COMMITTEE**

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

28. [R-2011-0212](#) Resolution to approve bid of Musson Brothers, Inc. for sump pump installation and sanitary lateral rehabilitation on private property in the location from S. 72nd Street to S. 76th Street and West Beloit Rd. to W. Jackson Dr.  
**Sponsors:** Public Works Committee

### **SAFETY & DEVELOPMENT COMMITTEE**

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

29. [O-2011-0070](#) An Ordinance to Establish Parking Restrictions on the North Side of the 7000 Block of W. National Ave., from S. 70 St. to S. 71 St.  
**Sponsors:** Kurt E. Kopplin
30. [2011-0587](#) Petition submitted by residents of 2184-2200 S. 90 Street requesting a 2-hour parking restriction on the north side of Grant Street to the corner of 90 Street and Grant St. (approximately 60 feet).
31. [O-2011-0071](#) An Ordinance to Establish Parking Restrictions on the North Side of the West 65 Feet of the 8900 Block of W. Grant St.  
**Sponsors:** Thomas G. Lajsic

32. [2011-0571](#) Diane E. Sobczak communication requesting the amount of temporary banners allowed in a year be increased.
33. [2011-0579](#) Special Use Permit for Serenity Martial Arts, a proposed business to be located at 1412 S. 72 St. within the mixed use building at 7139-7149 W. Greenfield Ave. and 1410-1412 S. 72 St.

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

34. [R-2011-0213](#) Resolution relative to determination of Special Use Permit for Iglesia de Dios, a proposed religious institution to be located at 5401 W. Burnham St.  
**Sponsors:** Safety & Development Committee
35. [2011-0577](#) Special Use Permit for Iglesia de Dios, a proposed religious institution to be located at 5401 W. Burnham St.
36. [R-2011-0211](#) Resolution relative to determination of Special Use Permit for J.J. Chen's Eatery, a restaurant to be located at 10722 W. Oklahoma Ave.  
**Sponsors:** Safety & Development Committee
37. [2011-0585](#) Special Use Permit for J.J. Chen's Eatery, a restaurant to be located at 10722 W. Oklahoma Ave.

### **LICENSE & HEALTH COMMITTEE**

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

38. [2011-0583](#) Stipulation In the Matter of the Complaint Against International Development, LLC, Joshua Jay Johnson, Agent, d/b/a Hero's Sports Pub & Grill at 9105 W. Lincoln Ave.
39. [2011-0581](#) 2011-2012 Class B Beer and Wine License application(s).
40. [2011-0575](#) Tavern Operator License applications.
41. [2011-0580](#) 2011-2012 Tavern Operator License application no. 12-334 of Amber D. Trucke.
42. [2011-0578](#) 2011-2012 Tavern Operator License application no. 12-330 of Megan S. Noonan.
43. [2011-0582](#) 2011-2013 Tavern Operator License application no. 13-394 of Andrew J. Jacobsen.

44. [2011-0572](#) 2011-2012 Class B Tavern License appl. no. 1812 of Stumble Inn Pub, LLC, Jason Collins, Agent, d/b/a Stumble Inn Pub located at 6404 W. National Avenue (new-existing location).
45. [2011-0584](#) Communication from Assistant City Attorney regarding non-payment of personal property taxes, real estate taxes and NSF fees for West Allis Liquor & Tobacco.

### **Previous Matters for Consideration**

46. [2011-0565](#) Police Department Report regarding August 29, 2011 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with one (1) selling alcohol to an underage person without requesting identification (2011-2012 Combination Class A Liquor License no. 1080 of Dilneet Corporation, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave.).
47. [2011-0545](#) 2011-2012 Tavern Operator License application no. 12-329 of Sarah R. Powless.
48. [2011-0576](#) Summons and Complaint in the matter of the complaint against Susan M. Morgese 2011-2013 Tavern Operator License renewal application no. 13-160.
49. [2011-0325](#) 2011-2013 Tavern Operator License renewal application no. 13-160 of Susan M. Morgese.
50. [2011-0469](#) 2011-2012 Class B Tavern License application no. 1802 of Corvina Wine Company, LLC, Joseph C. La Susa, Agent, d/b/a Corvina Wine Company for premises located at 6038 W. Lincoln Ave. (new-nonexisting location).

### **ADVISORY COMMITTEE**

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

51. [2011-0588](#) Notification by Mayor Devine of reappointments to the Downtown West Allis Business Improvement District of Jackie Ellington, Don Falk, Stephanie Halfmann, and Tom Miller, their terms to expire October 10, 2014.
52. [2011-0589](#) Notification of reappointments to the West Allis Community Improvement Foundation, Inc.
53. [2011-0590](#) Reappointment by Mayor Devine of Sr. Paula Marie Jarosz as a member of the West Allis Block Grant Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, her two-year term to expire September 1, 2013.



54. [2011-0591](#) Reappointment by Mayor Devine of Frederick Kuolt as a member of the West Allis Block Grant Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, his two-year term to expire September 1, 2013.
55. [2011-0592](#) Reappointments by Mayor Devine to the West Allis Block Grant Committee of Michael May and Harold Mester, their two-year terms to expire September 1, 2013.
56. [2011-0593](#) Reappointment by Mayor Devine of John Klose, Jr. as a member of the West Allis Board of Review, his five-year term to expire August 21, 2016.
57. [2011-0594](#) Reappointment by Mayor Devine of Phyllis Steiner as a member of the West Allis Board of Review, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, her five-year term to expire August 21, 2016.
58. [2011-0595](#) Reappointments by Mayor Devine to the West Allis Property Maintenance Code Appeals Board of Steve Feuling, Carol Garrison, and Don Kosiboski, their two-year terms to expire September 1, 2013.

**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.