



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Aldersperson Thomas G. Lajcsic, Council President

*Alderspersons: 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*

Tuesday, December 18, 2012

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-2012-0248](#) Resolution relative to determination of Special Use Permit for a proposed restaurant to be located within the Renaissance Faire office building, located at 801 S. 60 St.
Sponsors: Safety & Development Committee
2. [R-2012-0241](#) Resolution relative to determination of Special Use Permit for proposed auto accessory store, Superior Accessories, to be located at 729 S. 84 St.
Sponsors: Safety & Development Committee
3. [R-2012-0244](#) Resolution relative to determination of Special Use Permit for proposed auto accessory store, Superior Window Tinting of Milwaukee, to be located at 723 S. 84 St.
Sponsors: Safety & Development Committee
4. [R-2012-0242](#) Resolution relative to approving an amendment to the Community Development Block Grant (CDBG) Program for FY2012 for the creation of a Downtown West Allis Public Amenity Project.
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

Alderspersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of December 4, 2012.

J. ITEMS NOT REFERRED TO COMMITTEE

5. [2012-0650](#) Report of the Municipal Judge for the month of November 2012, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$98,452.66.
6. [2012-0653](#) Michael S. Albrecht Notice of Circumstances Giving Rise to Claim for Damages regarding injuries allegedly sustained on August 12, 2012.
7. [2012-0654](#) Michael L. Albrecht Notice of Circumstances Giving Rise to Claim for Damages regarding injuries allegedly sustained on August 12, 2012.

K. STANDING COMMITTEE REPORTS

ADMINISTRATION & FINANCE COMMITTEE

Regular meeting held on December 10, 2012.

8. [2011-0160](#) West Allis Fire Fighters IAFF Local 1004 communication regarding opening of contract negotiations.
- Unanimously recommended to be placed on file.*
9. [2012-0479](#) Communication from Transition Team relative to Implementation of WI Act 10 (2011 Budget Repair Bill) and WI Act 32 (2011-13 Biennial Budget Bill).
- Recommended to be approved as amended by the following vote:*
 Ayes: 4 - Alderpersons Lajsic, Probst, Sengstock, and Vitale.
 Noes: 1 - Alderperson May

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

10. [R-2012-0240](#) Resolution relative to accepting the sole source proposal of Badger Meter for providing water meters and radio read transmitters for a total sum of \$206,580.00.
- Sponsors:** Administration & Finance Committee and Public Works Committee

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

11. [O-2012-0046](#) An Ordinance to Repeal Sections 2.06, 2.071, 2.075 & 2.076; to Repeal & Recreate Section 2.76; Repeal Sections 2.77 & 2.78; and to Amend Sections 4.045, 4.10, 5.125 & 5.126 of the West Allis Revised Municipal Code Relating to the Civil Service, Wages, Hours and Other Conditions of Employment.
- Sponsors:** Administration & Finance Committee

12. [R-2012-0239](#) Resolution relative to acquiring sole source Revised Municipal Code supplements and services from General Code for a total sum not to exceed \$10,000.

 Sponsors: Administration & Finance Committee
13. [R-2012-0252](#) Resolution relative to renewal of the agreement with Wisconsin Community Services, Inc. for West Allis Mediation Center for 2013.

 Sponsors: Administration & Finance Committee
14. [R-2012-0253](#) Resolution to approve a partial release of mortgage to Wellness Doctors, LLC as related to the property at 10025 W. Greenfield Avenue.

 Sponsors: Administration & Finance Committee
15. [2012-0657](#) Communication from City Administrative Officer transmitting copy of List of Interim Successors to Elected and Appointed City Officials.
16. [2012-0658](#) Communication from City Administrative Officer regarding request from Director of Public Works/City Engineer to waive residency for the appointment of Assistant Director of Public Works.
17. [2012-0667](#) Communication from City Administrative Officer regarding new policy for "Fill In Pay" and "Interim Assignment Pay" as an alternative to the Transition Team's recommendation on Premium Pay.

City Attorney Claim Report

18. [2012-0095](#) Summons and Complaint in the matter of Bank of America, N.A., vs Debbie Gibbs, et al, regarding foreclosure of mortgage, Case No. 12CV001299.

 City Attorney recommended to be placed on file.
19. [2012-0487](#) American Family Insurance Group Notice of Claim submitted on behalf of Neil and Agnes Kraina regarding vehicle damages allegedly sustained on August 7, 2012 at S. 102 Street and W. National Ave. Claim No. 00 475 001631 6908.

 City Attorney recommended to be paid and placed on file.

Public Hearing Items (Administration & Finance Committee)

20. [R-2012-0242](#) Resolution relative to approving an amendment to the Community Development Block Grant (CDBG) Program for FY2012 for the creation of a Downtown West Allis Public Amenity Project.

 Sponsors: Administration & Finance Committee

PUBLIC WORKS COMMITTEE

New Matters for Introduction

21. [R-2012-0237](#) Resolution adopting a Conveyance of Rights in Land and Temporary Construction Easement by and between the City of West Allis and the State of Wisconsin, Department of Transportation, regarding certain lands located on the We Energies property located east of I-894 at W. Dakota Street (Tax Key No. 518-9944-001).

 Sponsors: Public Works Committee
22. [R-2012-0238](#) Resolution authorizing and directing the Director of Public Works/City Engineer to enter into a State/Municipal Agreement to transfer ownership and operational responsibility for the traffic control signals at the intersections of : Greenfield Avenue (STH 59) with 92nd Street, Greenfield Avenue (STH 59) with 84th Street (STH 181), 84th Street (STH 181) with Schlinger Avenue (Wisconsin State Fair Park Gate 5), and 84th Street (STH 181) with Wisconsin State Fair Park Gate 4 to the Wisconsin Department of Transportation for the purpose of controlling the flow of traffic.

 Sponsors: Public Works Committee
23. [R-2012-0245](#) Resolution accepting work of Visu-Sewer, Inc. for installation of sanitary sewer lining, sanitary sewer spot lining, sewer/manhole grouting and manhole lining in various locations within the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2011 Project No. 5.

 Sponsors: Public Works Committee
24. [R-2012-0247](#) Resolution approving a rate change in the sanitary sewer user charge-MMSD portion.

 Sponsors: Public Works Committee
25. [R-2012-0250](#) Resolution approving the 2013 sanitary sewer user charge - City portion

 Sponsors: Public Works Committee
26. [R-2012-0249](#) Resolution showing no 2013 increase in stormwater management charges.

 Sponsors: Public Works Committee
27. [R-2012-0251](#) Resolution approving the 2013 solid waste fund user charge.

 Sponsors: Public Works Committee

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

28. [2012-0655](#) Special Use Permit for a proposed auto repair facility, JK Automotive, to be located at 714 S. 60 St.
29. [2012-0656](#) Special Use Permit to establish Marco's Pizza restaurant within a portion of the multi-tenant commercial building located at 1715-1723 S. 76 St., submitted by Melissa Klockzien of Family Video.

Previous Matters for Consideration

30. [2012-0636](#) 2011 Southeastern Wisconsin Regional Planning Commission Annual Report.

Public Hearing Items (Safety & Development Committee)

31. [R-2012-0248](#) Resolution relative to determination of Special Use Permit for a proposed restaurant to be located within the Renaissance Faire office building, located at 801 S. 60 St.
Sponsors: Safety & Development Committee
32. [2012-0629](#) Special Use Permit for a proposed restaurant to be located within the Renaissance Faire office building, located at 801 S. 60 St.
33. [R-2012-0241](#) Resolution relative to determination of Special Use Permit for proposed auto accessory store, Superior Accessories, to be located at 729 S. 84 St.
Sponsors: Safety & Development Committee
34. [2012-0631](#) Special Use Permit for proposed auto accessory store, Superior Accessories, to be located at 729 S. 84 St.
35. [R-2012-0244](#) Resolution relative to determination of Special Use Permit for proposed auto accessory store, Superior Window Tinting of Milwaukee, to be located at 723 S. 84 St.
Sponsors: Safety & Development Committee
36. [2012-0630](#) Special Use Permit for proposed auto accessory store, Superior Window Tinting of Milwaukee, to be located at 723 S. 84 St.

LICENSE & HEALTH COMMITTEE**New Matters for Introduction**

37. [2012-0651](#) 2012-2013 Adult-Oriented Establishment Operator Permit application(s).
38. [2012-0649](#) Tavern Operator License applications.
39. [2012-0647](#) Police Department report regarding tavern violations/calls for service for October and November 2012.
40. [2012-0645](#) Police Department Report involving Burnham Bowl, 6016 W. Burnham St. (2012-2013 Class B Tavern License no. 764, Dance Hall License no. 766, Instrumental Music License no. 767, and Bowling Alley License no. 964 of Blaine Enterprises, Inc, Claudia A. Martorano, Agent, Incident Date: October 26, 2012).
41. [2012-0646](#) Police Department Report involving Big Dogs Sports Grill LLC, 9427 W. Greenfield Ave., (2012-2013 Class B Tavern License no. 1784, Dance Hall License no. 1785, and Instrumental Music License no. 1786 of Big Dogs Sports Grill LLC, Gary M. Jackowski, Agent, Incident Date: November 24, 2012).
42. [2012-0648](#) Police Department Report relative to poker tournaments being held at three (3) Class B Tavern licensed establishments. (Drunken Duck, 5906 W. Burnham St.; Fiddler's Green, 6108 W. Burnham St.; and Callanan's Parkway Pub, 11505 W. National Ave.)
43. [2012-0652](#) 2012-2013 Combination Class A License application no. 1922, 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).
44. [2012-0659](#) Operation Plan for Melissa M. Martin, d/b/a M & M Sports Bar for premises located at 1900 S. 60 St. (2012-2013 Class B Tavern License application no. 1911 and Dance Hall License no. 1912).

Previous Matters for Consideration

45. [2012-0614](#) 2012-2013 Class B Tavern License application no. 1911 and Dance Hall License no. 1912, Melissa M. Martin, d/b/a M & M Sports Bar for premises located at 1900 S. 60 St. (new-existing location).
46. [2012-0592](#) 2012-2013 Tavern Operator License application no. 13-569 of Brett A. Bennett.

ADVISORY COMMITTEE**New Matters for Introduction**

47. [2012-0666](#) City Administrative Officer, Clerk/Treasurer communication requesting permission to destroy certain records.
48. [2012-0660](#) Appointments by Mayor Devine of youth members to the West Allis Youth Commission.
49. [2012-0661](#) Reappointment by Mayor Devine of Charlene Dempsey as a member of the West Allis Beautification Committee, her two-year term to expire December 31, 2014.
50. [2012-0662](#) Reappointments by Mayor Devine of Karen Timonen and Patricia Wolfe as members of the West Allis Beautification Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, their two-year terms to expire December 31, 2014.
51. [2012-0664](#) Reappointments by Mayor Devine to the West Allis Community Celebrations Committee of Kathleen Dagenhardt, Pat Hladilek, and Randy Kassa, their three-year terms to expire December 31, 2015.
52. [2012-0665](#) Reappointment by Mayor Devine of Mary Cay Freiberg as a member of the West Allis Board of Health, her two-year term to expire January 1, 2015.
53. [2012-0663](#) Reappointment by Mayor Devine of Ald. Rosalie Reinke as a member of the West Allis Community Celebrations Committee, her two-year term to expire December 31, 2014.

**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.