



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, June 21, 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. [O-2011-0019](#) Ordinance to amend Section 12.41(2) of the Revised Municipal Code to permit clinics, medical or dental, as a special use within the C-2 Neighborhood Commercial District.
Sponsors: Safety & Development Committee

2. [R-2011-0149](#) Resolution relative to determination of Special Use Permit to establish a CVS Pharmacy with a drive-through within the Riverbend Shopping Center located at 7500-22 W. Oklahoma Ave.
Sponsors: Safety & Development Committee

3. [R-2011-0151](#) Resolution relative to determination Special Use Permit for Brotoloc South, Inc. to establish an outpatient mental health clinic for therapeutic services located within the existing building located at 5812 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. MISCELLANEOUS BUSINESS

Mayor's Report

Alderpersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of June 7, 2011.

J. ITEMS NOT REFERRED TO COMMITTEE

- 4. [2011-0380](#) Report of the Municipal Judge for the month of May 2011, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$94,046.77.
- 5. [2011-0373](#) Progressive Northern Insurance Company communication on behalf of Peter McCabe relative to vehicle damage allegedly sustained on April 6, 2011 at 715 S. 108 Street. Claim No. 111714095.
- 6. [2011-0381](#) Amended Summons and Complaint in the matter of GMAC Mortgage, LLC vs. Eric Lee McKeown, et al, regarding foreclosure of mortgage, Case No. 11-CV-001550.

K. STANDING COMMITTEE REPORTS

None.

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

7. [2011-0375](#) Aurora West Allis Medical Center communication relative to celebrating its 50th Anniversary in 2011 and requesting financial support for two high priority projects: Emergency Department Continuing Care Area and a Family Consultation Room.
8. [2011-0394](#) Request by Health Commissioner to fill vacant Health Department Receptionist position.

Previous Matters for Consideration

9. [2011-0250](#) Director of Building Inspections and Neighborhood Services communication regarding proposed Reorganization of the Department of Building Inspections and Neighborhood Services.

City Attorney Claim Report

10. [2005-0563](#) Koch & McCann, S.C. communication submitted on behalf of Reginald D. Abbott, III regarding damages allegedly sustained at 1325 S. 70 St. on April 29, 2003.
City Attorney recommended to be placed on file.
11. [2008-0509](#) Notice of Circumstances of Claim submitted by Attorney Brian J. Henderson, on behalf of Marilyn G. and Carl K. Tomaszewski regarding injuries and damages allegedly sustained at 11601 W. Lincoln Ave. on April 19, 2008.
City Attorney recommended to be placed on file.
12. [2010-0641](#) Summons and Complaint in the matter of BAC Home Loans Servicing, L.P., vs. Willie Anderson, et al, regarding foreclosure of mortgage, Case No. 10CV017658.
City Attorney recommended to be placed on file.

13. [2010-0685](#) Summons and Complaint in the matter of BAC Home Loans Servicing, L.P., f/k/a Countrywide Home Loans Servicing, L.P., c/o BAC Home Loans Servicing L.P. vs. Willie Anderson, et al, regarding foreclosure of mortgage, Case No. 10CV019529.
City Attorney recommended to be placed on file.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

14. [R-2011-0150](#) Resolution to approve bid of Burkhardt Construction Corp. for the accessibility improvements in West Allis City Hall at 7525 West Greenfield Avenue, in the amount of \$93,000.00.
Sponsors: Public Works Committee

SAFETY & DEVELOPMENT AND LICENSE & HEALTH COMMITTEES

New Matters for Introduction

15. [2011-0392](#) Special Use Permit to establish outdoor dining extension of premise at Boz's Sports Bar and the Gourmet Cheesecake Shoppe, existing businesses located at 1325-1329 S. 70 St.

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

16. [O-2011-0021](#) An Ordinance to Repeal a portion of Ordinance No. 3115, which pertains to Installation of Automatic Traffic Control Signals at the intersection of S. 65 St. & W. Beloit Rd.
Sponsors: Michael J. Czaplewski and Vincent Vitale
17. [R-2011-0152](#) Resolution amending the Neighborhood Stabilization Program (NSP) budget for funding awarded to the City of West Allis from the Wisconsin Department of Commerce.
Sponsors: Safety & Development Committee
18. [2011-0395](#) Communication from the Principal Engineer-Design Services regarding parking restrictions along W. National Avenue from S. 84th Street to S. 92nd Street.

19. [2011-0391](#) Special Use Permit for Auto Repair LLC, a proposed auto repair business, to be located at 6320 W. Burnham St.

Public Hearing Items (Safety & Development Committee)

20. [O-2011-0019](#) Ordinance to amend Section 12.41(2) of the Revised Municipal Code to permit clinics, medical or dental, as a special use within the C-2 Neighborhood Commercial District.
Sponsors: Safety & Development Committee
21. [R-2011-0149](#) Resolution relative to determination of Special Use Permit to establish a CVS Pharmacy with a drive-through within the Riverbend Shopping Center located at 7500-22 W. Oklahoma Ave.
Sponsors: Safety & Development Committee
22. [2011-0398](#) Special Use Permit to establish a CVS Pharmacy with a drive-through within the Riverbend Shopping Center located at 7500-52 W. Oklahoma Ave.
23. [R-2011-0151](#) Resolution relative to determination Special Use Permit for Brotoloc South, Inc. to establish an outpatient mental health clinic for therapeutic services located within the existing building located at 5812 W. Burnham St.
Sponsors: Safety & Development Committee
24. [2011-0397](#) Special Use Permit for Brotoloc South, Inc. to establish an outpatient mental health clinic for therapeutic services located within the existing building located at 5812 W. Burnham St.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

25. [2011-0385](#) 2011-2012 Class B Tavern license renewal application no. 857, Dance Hall license renewal application no. 859 and Instrumental Music license renewal application no. 860 of Weigel's Hillcrest, Inc., Martin J. Weigel, Agent, d/b/a Benno's Genuine Bar & Grill, for premises located at 7413 W. Greenfield Ave.
26. [O-2011-0020](#) An Ordinance to Create Subsection 9.18(7)(u) of the Revised Municipal Code Relating to the Prohibition of Selling Within Designated Areas Around the Wisconsin State Fair Park.
Sponsors: Martin J. Weigel

27. [O-2011-0022](#) An Ordinance to Create Subsection 9.02(3)(f) of the Revised Municipal Code Relating to Issuance of Provisional Retail Licenses.
Sponsors: License & Health Committee
28. [2011-0376](#) Carol Ryan communication relative to the St. Aloysius Festival.
29. [2011-0377](#) 2011-2012 Secondhand Article Dealer License application(s).
30. [2011-0388](#) 2011-2012 Class A Beer License renewal application(s).
31. [2011-0389](#) 2011-2012 Class B Beer License renewal application(s).
32. [2011-0390](#) 2011-2012 Class C Wine License renewal application(s).
33. [2011-0387](#) 2011-2012 Class B Tavern, Dance Hall, Instrumental Music, and Bowling Alleys License renewal applications.
34. [2011-0382](#) Tavern Operator License applications.
35. [2011-0374](#) 2010-2011 Class B Tavern Special Event Permit application no. 19 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, d/b/a Las Palmas, 6007 W. Burnham St., (2010-2011 Class B Tavern License no. 1541, Instrumental Music License no. 1544, and Dance Hall License No. 1543) for an Anniversary Party on Friday, June 24, 2011 and Saturday, June 25, 2011 from 4:00 p.m. to 11:00 p.m. (Back Outdoor Patio area with tent, umbrella's above tables and live music).
36. [2011-0379](#) Appointment of new agent, Mary M. Pakula, by Tap City, Inc, d/b/a Tap City USA located at 7207 W. National Ave. (2011-2012 Class B Tavern License no. 650, Instrumental Music License no. 1510, and Dance Hall License no. 652).
37. [2011-0384](#) 2011-2012 Class B Tavern License renewal application no. 1574, Instrumental Music License renewal application no. 1575, and Dance Hall License renewal application no. 1576 of DRND Corp., Dennis B. Robinson, Agent, d/b/a D & D's Sports Bar & Grill for premises located at 1022 S. 60 St. (new agent).
38. [2011-0386](#) 2011-2012 Class B Tavern License renewal application no. 691 of M.A.P.A., Inc., Justin A. Fernandez, Agent, d/b/a Mama Mia Italian Cuisine for premises located at 8531 W. Greenfield Ave. (new agent).

39. [2011-0383](#) 2011-2012 Class B Tavern License application no. 1789, Dance Hall License application no. 1790, and Instrumental Music License application no. 1791, of Tanner-Paull Post 120 American Legion Memorial Building Company, Dale W. Slowik, Agent, d/b/a Tanner-Paull American Legion Post 120, premises located at 6922 W. Orchard St. (new-existing location).
40. [2011-0393](#) 2011-2012 Class B Tavern License renewal application no. 1340 of Zak's Pleasant Valley Inc., LLC, Zarko Zigich, Agent, d/b/a Mr. Z's Pleasant Valley Dakota Grille for premises located at 9801 W. Dakota Street.
41. [2011-0378](#) 2011-2012 Tavern Operator License application no. 12-306 of Julie A. Schroeder.
42. [2011-0396](#) 2011-2012 Tavern Operator License application no. 12-310 of Amber A. Wilson.

Previous Matters for Consideration

43. [2011-0331](#) 2011-2013 Tavern Operator License application no. 13-127 of Brandon M. Kaiser.
44. [2011-0348](#) 2011-2013 Tavern Operator License application no. 13-240 of Jeanne M. Houck.

ADVISORY COMMITTEE

New Matters for Introduction

45. [O-2011-0018](#) An Ordinance to Amend Section 1.020 of the West Allis Revised Municipal Code to divide the City of West Allis into wards based on the published results of the 2010 Federal Decennial Census of Population

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.