



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, July 5, 2011

7:00 PM

City Hall Common 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. Kopplin.

D. PUBLIC HEARINGS

1. [R-2011-0158](#) Resolution relative to determination of Special Use Permit to establish outdoor dining extension of premise at Boz's Sports Bar and the Gourmet Cheesecake Shoppe, existing businesses at 1325-1329 S. 70 St.

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

2. [R-2011-0159](#) Resolution relative to the determination of Special Use Permit for Auto Repair LLC, a proposed auto repair business, to be located at 6320 W. Burnham St.

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances:

Carol Graham, 1808 S. 63 St., addressed respect in the neighborhood, and commented on her concerns relative to trash, parked cars, and paint odor.

Norm Macleod, 1816 S. 64 St., addressed concerns regarding speed, hours of operation, paint fumes odor, and respect for the neighborhood and the rules.

Maribel Abanto and Julio, business owners, addressed parking, speeding and garbage concerns. She described the business operation. They commented on working with the neighbors on their concerns once permitting issues are addressed and before additional financial commitments are made.

3. [R-2011-0166](#) Resolution approving an amendment to the Community Development Block Grant (CDBG) Program FY 2011 Action Plan.

Sponsors: Administration & Finance Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

E. CITIZEN PARTICIPATION

James Mejchar, 3200 S. 116 St., commented on Relay for Life at the Milwaukee Mile.

Russell Retzack, 3028 S. 83 St., reported on the Ethics Board meeting and said that all Economic Interest Statements were returned and he found no evidence of conflict of interest. Also, he commented on the Southeastern Move to Amend group and its effort to bring about change relative to the U.S. Supreme Court's decision in spending large amounts of money by large corporations.

Mary Laan, co-chair for Southeastern Move to Amend addressed their signature campaign on informing residents about the Supreme Court decision on Citizens United. She commented on the placement of a proposed resolution on the spring ballot as a referendum.

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

Mayor Devine thanked everyone who participated in the July 4th activities. He commented on the National Night Out scheduled for July 25th. Also, Mayor Devine said that the boxcar previously located at State Fair Park is now at the Green Bay National Railroad Museum.

Alderspersons Comments

Ald. Weigel invited youths from the age of 10-13, beginning on July 11th, to a program on how to safely ride bicycles.

Ald. Reinke reported on the July 4th events and activities. She thanked everyone involved, the sponsors, and those who participated.

H. AGENDA APPROVAL

that the agenda as submitted be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of June 21, 2011

J. ITEMS NOT REFERRED TO COMMITTEE

4. [2011-0402](#) Allstate Property and Casualty Insurance Company Subrogation Claim Notice on behalf of Steven Wesolowski for vehicle damages allegedly sustained on March 25, 2011 on W. Greenfield Ave. and Hwy 894/45. Claim No. 0196551634 ART.
5. [2011-0403](#) Mathew Krasovich communication regarding reimbursement request for sewer work at 1457 S. 77 St. in May 2011.
6. [2011-0406](#) Summons and Complaint in the matter of U.S. Bank National Association vs. Jill M. Brezovar, et al, regarding foreclosure of mortgage, Case No. 11-CV-009883.
7. [2011-0414](#) Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A. vs. Diane M. Klein, et al, regarding foreclosure of mortgage, Case No. 11-CV-002467.
8. [2011-0415](#) Summons and Complaint in the matter of JP Morgan Chase Bank, National Association vs. Nablusco, Inc., et al, regarding foreclosure of mortgage, Case No. 11CV009612.
9. [2011-0416](#) Summons and Complaint in the matter of BAC Home Loans Servicing, L.P., vs. Maria E. Garcia, et al, regarding foreclosure of mortgage, Case No. 11CV009315.
10. [2011-0418](#) Scott & Deb Philipps communication regarding vehicle damages allegedly sustained westbound on W. Greenfield Ave. about S. 116 St. on June 20, 2011.
11. [2011-0419](#) Concorde Adjusters, Inc. on behalf of First Student, Inc., communication regarding damages allegedly sustained at 1504 S. 95 St. on June 4, 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 7:40 p.m. Upon returning from recess at 9:00 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

12. [2011-0440](#) Communication from Director of Public Works/City Engineer regarding status of upcoming water rate increase by Wisconsin Public Service order.

13. [O-2011-0024](#) An Ordinance to amend Salary Ordinance No. O-2008-0016 establishing the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional and Supervisory Service of the City of West Allis for the years 2008-2010 (Building & Sign Maintenance/Inventory Superintendent).

Sponsors: Administration & Finance Committee

14. [R-2011-0165](#) Resolution to approve a Demonstration Commercial Facade Improvement Project Contract by and between the City of West Allis and Chet Parker Management, prospective property owner and business proprietor for the property located at 7140-44 W. Greenfield Ave. in an amount up to \$47,000.

Sponsors: Administration & Finance Committee

15. [2011-0404](#) Comptroller/Manager of Finance submitting the report for the month of April, 2011 indicating City of West Allis checks issued in the amount of \$2,471,783.68.

16. [2011-0405](#) Comptroller/Manager of Finance submitting the report for the month of May, 2011 indicating City of West Allis checks issued in the amount of \$1,946,494.74.

17. [2011-0422](#) Communication from the City Assessor requesting postponement of the 2012 citywide revaluation until 2013.

Attachments: [2011-0422.pdf](#)

18. [2011-0421](#) Communication from Terry Brandenburg, Health Commissioner, announcing his resignation as of August 31, 2011.

Attachments: [2011-0421.pdf](#)

20. [R-2011-0166](#) Resolution approving an amendment to the Community Development Block Grant (CDBG) Program FY 2011 Action Plan.
Sponsors: Administration & Finance Committee
21. [2010-0586](#) Summons and Complaint in the matter of Ocwen Loan Servicing, LLC, vs. Estate of Charles N. Webber, et al, regarding foreclosure of mortgage, Case No. 10CV015810.
22. [2009-0628](#) American Family Insurance Group Notice of Claim on behalf of William Melloch for injuries allegedly sustained at the intersection of South 66 Street and West Beloit Road on August 13, 2009.
and Placed on File
23. [2011-0133](#) Alex Palokonis request for refund of towing charges which allegedly occurred at 930 S. 73 Street on February 16, 2011
and Placed on File
24. [2011-0220](#) Erika A. Alvaro communication regarding vehicle damages allegedly sustained at W. Madison Street and S. 62 Street on February 25, 2011.
and Placed on File

Passed The Block Vote

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

No: 0

19. [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.

Attachments: [Aurora communication.pdf](#)

No donation.

Aye: 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Roadt, Sengstock, Vitale, and Weigel

No: 1 - Reinke

PUBLIC WORKS COMMITTEE

25. [R-2011-0162](#) Resolution to approve bid 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 spot relay, storm sewer relay and utility adjustments in various locations in the City of West Allis in the amount of \$1,379,875.46.

Sponsors: Public Works Committee

Attachments: [2011-11 BID RESULTS.pdf](#)

26. [R-2011-0164](#) Resolution to approve bid of Visu-Sewer, Inc. for installation of sanitary sewer lining, sanitary spot lining and manhole grouting and lining from S. 72nd Street to S. 76th Street and W. Beloit Road to W. Jackson Drive in the City of West Allis in the amount of \$290,608.00.

Sponsors: Public Works Committee

Attachments: [2011-13 BID RESULTS.pdf](#)

27. [R-2011-0160](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. National Avenue from S. 84 St. to S. 92 St. by concrete reconstruction with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

28. [2011-0400](#) Communication from the Principal Engineer-Field Services regarding removing the temporary traffic signals located at the intersection of South 76th Street and West Pierce Street.

Attachments: [COMM-Temp Traffic Signals.pdf](#)

29. [R-2011-0150](#) Resolution to approve bid of Burkhart 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

Attachments: [2011-12 Bid Results.pdf](#)

Passed The Block Vote

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

No: 0

SAFETY & DEVELOPMENT COMMITTEE

32. [O-2011-0023](#) Ordinance to amend Sections 13.06(1), 13.06(11) and 13.255(3)(k) of the Revised Municipal Code relative to commercial building and heating, ventilation and air conditioning construction application for permit, permit issuance and plan review fees.

Sponsors: Safety & Development Committee

33. [R-2011-0153](#) Resolution approving a Certified Survey Map for proposed lot division of the former Pressed Steel Tank Property, located at 14** S. Six Points Crossing, submitted by Ben Verburg of Arcadis U.S., Inc.

Sponsors: Safety & Development Committee

34. [2011-0401](#) Certified Survey Map for proposed lot division of the former Pressed Steel Tank Property, located at 14** S. Six Points Crossing, submitted by Ben Verburg of Arcadis U.S., Inc.
35. [R-2011-0155](#) Resolution approving a Certified Survey Map submitted by the City of West Allis for property located at the intersection of W. National Avenue and W. Oklahoma Avenue and authorizing conveyance of the Parcel 1 “Reserved for Public Right of Way” to Milwaukee County.

Sponsors: Safety & Development Committee

36. [2011-0407](#) Certified Survey Map submitted by the City of West Allis for property located at the intersection of W. National Avenue and W. Oklahoma Avenue and authorizing conveyance of the Parcel 1 “Reserved for Public Right of Way” to Milwaukee County.
37. [R-2011-0156](#) Resolution approving a Certified Survey Map to split and consolidate the currently undeveloped back portion of a lot of record owned by the City of West Allis located at 96** W. Schlinger Ave. (416-9991-000) and the currently undeveloped back portion of a lot of record owned by Brian Topczewski located at 9612 W. Schlinger, and to consolidate the lot of record owned by Richard Baker located at 9618 W. Schlinger Ave., with the principal property located at 647 S. 94 Place, submitted by William York, d/b/a Allis Tool and Machine Corp.

Sponsors: Safety & Development Committee

Held in Safety & Development Committee during recess.

38. [2011-0408](#) Certified Survey Map to split and consolidate the currently undeveloped back portion of a lot of record owned by the City of West Allis located at 96** W. Schlinger Ave. (416-9991-000) and the currently undeveloped back portion of a lot of record owned by Brian Topczewski located at 9612 W. Schlinger, and to consolidate the lot of record owned by Richard Baker located at 9618 W. Schlinger Ave., with the principal property located at 647 S. 94 Place, submitted by William York, d/b/a Allis Tool and Machine Corp.

Held in Safety & Development Committee during recess.

39. [R-2011-0157](#) Resolution approving a Certified Survey Map to split and consolidate a currently undeveloped lot of record owned by the City of West Allis located at 96** W. Schlinger Ave. (416-9991-000) with the principal property located at 9522 W. Schlinger Ave. (416-9992-001), submitted by Karen Forrer d/b/a Masonry Restoration Inc./Rangeline Partners.

Sponsors: Safety & Development Committee

Held in Safety & Development Committee during recess.

40. [2011-0409](#) Certified Survey Map to split and consolidate a currently undeveloped lot of record owned by the City of West Allis located at 96** W. Schlinger Ave. (416-9991-000) with the principal property located at 9522 W. Schlinger Ave. (416-9992-001), submitted by Karen Forrer d/b/a Masonry Restoration Inc./Rangeline Partners.
Held in Safety & Development Committee during recess.
41. [2011-0411](#) Special Use Permit for proposed conversion of a commercial building to a mixed use building located at 7210 W. Greenfield Ave.
Held in Safety & Development Committee during recess.
42. [2011-0413](#) Petition submitted by residents opposed to the requested ordinance amendment change to permit clinics, medical or dental, as a special use within the C-2 Neighborhood Commercial District.
Attachments: [2011-0413.pdf](#)
43. [2011-0442](#) Communication from the Principal Engineer regarding parking restrictions along W. National Avenue from S. 84th Street to S. 92nd Street.
Attachments: [2011-0442.pdf](#)

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel
No: 0

44. [R-2011-0159](#) Resolution relative to the determination of Special Use Permit for Auto Repair LLC, a proposed auto repair business, to be located at 6320 W. Burnham St.
Sponsors: Safety & Development Committee
Held in Safety & Development Committee during recess.
45. [2011-0391](#) Special Use Permit for Auto Repair LLC, a proposed auto repair business, to be located at 6320 W. Burnham St.
Held in Safety & Development Committee during recess.

LICENSE & HEALTH COMMITTEE

30. [R-2011-0158](#) Resolution relative to determination of Special Use Permit to establish outdoor dining extension of premise at Boz's Sports Bar and the Gourmet Cheesecake Shoppe, existing businesses at 1325-1329 S. 70 St.
Sponsors: Safety & Development Committee
31. [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.

Passed The Block Vote

Aye: 9 - Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 1 - Barczak

46. [2011-0420](#) 2011-2012 Secondhand Article Dealer License application(s).
License application no. 320 granted.
47. [2011-0399](#) 2011-2012 Class B Tavern Special Event Permit application no. 3 of Guy M. Robb, LLC, Guy M. Robb, Agent, d/b/a GR's National Pub, 6827 W. National Ave., (2011-2012 Class B Tavern License no. 1613, Instrumental Music License no. 1614 and Dance Hall License No. 1615) for a Golf Outing on Saturday, July 23, 2011 from 11:00 a.m. to 7:00 p.m. (Taped off area from north end of garage to fence).
48. [2011-0417](#) Tavern Operator License applications.
2011-2013 License application nos. 241, 304 & 306-309 granted.
49. [2011-0423](#) Police Department report regarding tavern violations/calls for service for the months of April, May and June 2011.
Attachments: [2011-0423.pdf](#)
50. [2011-0424](#) Police Department Report involving Yester Years Pub & Grill, 9427 W. Greenfield Ave. (2010-2011 Class B Tavern License no. 760, Dance Hall License no. 763 and Instrumental Music License no. 761 of Yester Years Pub & Grill, Inc., Karen D. Schoenfeld, Agent, Incident Date: April 13, 2011).
Held in License & Health Committee during recess.
51. [2011-0425](#) Police Department Report involving Painted Parrot, 8028 W. National Ave. (2010-2011 Class B Tavern License no. 454, Dance Hall License no. 504 and Instrumental Music License no. 1068 of LTL PNK HSZ, LLC, Gregory S. Barczak, Agent, Incident Date: April 28, 2011).
Held in License & Health Committee during recess.
52. [2011-0426](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2010-2011 Class B Tavern License no. 956, Tavern Entertainment-Special License no. 959 and Dance Hall License no. 958, Edward D. Bombback & Lonnie D. Bald, Partners, Incident Date: May 2, 2011).
Held in License & Health Committee during recess.
53. [2011-0427](#) Police Department Report involving Remedy Bar, 1309 S. 60 St. (2010-2011 Class B Tavern License no. 1733 of Lele's Whiskey Corner, LLC, Jeffrey W. Kacheris, Agent, Incident Date: May 4, 2011).
Held in License & Health Committee during recess.

54. [2011-0428](#) Police Department Report involving D & D's Sports Bar & Grill, 1022 S. 60 St. (2010-2011 Class B Tavern License no. 1574, Dance Hall License no. 1576 and Instrumental Music License no. 1575 of DRND Corp., Debra M. Nadboralski, Agent, Incident Date: May 6, 2011).
Held in License & Health Committee during recess.
55. [2011-0429](#) Police Department Report involving Harry O's 2nd Base, 6743 W. Lincoln Ave. (2010-2011 Class B Tavern License no. 827 and Dance Hall License no. 829 of Harry O's, Inc., Harry J. Strahlendorf, Agent, Incident Date: May 9, 2011).
Held in License & Health Committee during recess.
56. [2011-0430](#) Police Department Report involving Wild Bill's Saloon, 1454 S. 92 St. (2010-2011 Class B Tavern License no. 789 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Date: May 15, 2011).
Held in License & Health Committee during recess.
57. [2011-0431](#) Police Department Reports involving Hero's Sports Pub & Grill, 9105 W. Lincoln Ave. (2010-2011 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, Two (2) Incidents on: May 28, 2011).
Held in License & Health Committee during recess.
58. [2011-0432](#) Police Department Report involving Night Court, 7127 W. National Ave. (2010-2011 Class B Tavern License no. 1594 of Parops, LLC, Hans T. Anderson, Agent, Incident Date: May 29, 2011).
Held in License & Health Committee during recess.
59. [2011-0433](#) Police Department Report involving Flappers, 7527 W. Becher St. (2010-2011 Class B Tavern License no. 797 and Dance Hall License no. 799 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: June 7, 2011).
Held in License & Health Committee during recess.
60. [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).

Passed The Block Vote

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

No: 0

ADVISORY COMMITTEE

61. [2011-0435](#) Appointment by Mayor Devine of Elizabeth Suelzer as a member of the West Allis Library Board, her three-year term to expire July 1, 2014.

62. [2011-0434](#) Reappointment by Mayor Devine of Patricia Gigowski as a member of the West Allis Ethics Board, her three-year term to expire June 1, 2014.
63. [2011-0436](#) Reappointments by Mayor Devine to the West Allis Library Board of Carol Garrison, Ellen Karrels, and Leann Mester, their three-year terms to expire July 1, 2014.
64. [2011-0441](#) Reappointment by Mayor Devine of Charles Wolf as a member of the West Allis Board of Appeals, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, his three-year term to expire May 1, 2014.
65. [2011-0438](#) Notification by Mayor Devine of membership realignment for the West Allis Board of Appeals.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, 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 9:08 p.m., with the next regularly scheduled meeting to be held on August 2, 2011, 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.