



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### Common Council

*Mayor Dan Devine, Chair*

*Alderson Thomas G. Lajsic, Council President*

*Aldersons: 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*

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Tuesday, September 17, 2013

7:00 PM

City Hall Common Council Chambers

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### REGULAR MEETING

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#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

1. [R-2013-0210](#) Resolution relative to determination of Special Use Permit for Our Town Thrift Store, a proposed second-hand article retail store, to be located at 8104 W. National Ave.

**Sponsors:** Safety & Development Committee

2. [R-2013-0212](#) Resolution relative to determination of Special Use Permit for Poblocki Paving, a proposed asphalt paving facility, to establish a maintenance building, construction office addition and create an outdoor storage yard for their business operations located at 423 S. Curtis Rd.

**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. MAYOR'S REPORT**

- 1. Recent events attended**
  
- 2. Awards/commendations**
  
- 3. Upcoming events**

**H. ALDERPERSON'S REPORT**

- 1. Recent events attended**
  
- 2. Awards/commendations**
  
- 3. Upcoming events**

**I. APPROVAL OF MINUTES**

*Minutes of the Common Council regular meeting of September 3, 2013.*

**J. ITEMS NOT REFERRED TO COMMITTEE**

- 3. [2013-0560](#) List of individuals and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Best Porch.
- 4. [2013-0552](#) Report of the Municipal Judge for the month of August 2013, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$122,947.93.
- 5. [2013-0547](#) Quarterly Report of Matters Pending Before Committee Prior to June 1, 2013.
- 6. [2013-0553](#) Notice of Circumstances/Injury submitted on behalf of Phillip and Michelle L. Ganzke regarding damages allegedly sustained on W. Burnham Street on May 16, 2013.
- 7. [2013-0562](#) Tiffany Simmons communication regarding vehicle damages allegedly sustained at W. Beloit Road between S. 69th and S. 70 Streets on September 5, 2013.
- 8. [2013-0563](#) Elizabeth Rathkamp communication regarding property damage allegedly sustained at 2372 S. 57 Street on February 18, 2013.

**K. STANDING COMMITTEE REPORTS**

*None.*

**L. COMMON COUNCIL RECESS**

**M. NEW AND PREVIOUS MATTERS**

**ADMINISTRATION & FINANCE COMMITTEE**

**New Matters for Introduction**

- 9. [R-2013-0196](#) Resolution relative to approving a sole source proposal for Public Health Consulting Services from Bay View Advanced Management, LLC for a total sum not to exceed \$34,000.

**Sponsors:** Administration & Finance Committee

10. [R-2013-0197](#) Resolution relative to deleting the City of West Allis Policies & Procedures Manual Nos. 1901 through 1911, under Public Library.  
**Sponsors:** Administration & Finance Committee
11. [R-2013-0206](#) Resolution approving the Five-Year 2014-2018 Consolidated Plan relative to the Community Development Block Grant (CDBG) Program.  
**Sponsors:** Administration & Finance Committee
12. [R-2013-0208](#) Resolution approving an Action Plan for Fiscal Year 2014 relative to the Community Development Block Grant (CDBG) Program.  
**Sponsors:** Administration & Finance Committee
13. [R-2013-0211](#) Resolution to amend Policy No. 1424 (Premium Pay Policy) by adding Paragraph 5.4.9 (Voting Equipment Technician Premium).  
**Sponsors:** Administration & Finance Committee
14. [R-2013-0209](#) Resolution to provide a grant to Urban Joe Café for the design and development of a parklet using Community Development Block Grant (CDBG) funds in an amount up to \$2,000.  
**Sponsors:** Administration & Finance Committee
15. [2013-0564](#) Communication from the Director of Development regarding the Development of Parklets in West Allis.

### Previous Matters for Consideration

16. [R-2013-0184](#) Resolution relative to adopting a new policy on a Vehicle Rental Program (VRP).  
**Sponsors:** Michael P. May and Cathleen M. Probst

### City Attorney Claim Report

17. [2013-0010](#) Concorde Adjusters, Inc. Notice of Subrogation Intent on Recovery on behalf of First Student, Inc. regarding damages allegedly sustained on December 18, 2012. Claim #FGA019083.  
*City Attorney recommended to be paid and placed on file.*
18. [2013-0126](#) Amended Summons and Complaint in the matter of Bank of America, N.A., vs Sharon E. Lemke, et al, regarding foreclosure of mortgage, Case No. 12CV8399.  
*City Attorney recommended to be placed on file.*

19. [2013-0189](#) American Family Insurance Group submitted on behalf of John Kenenakhone regarding a claim allegedly sustained on February 26, 2013. Claim No. 00-445-021875-1425.

*City Attorney recommended to be paid and placed on file.*

## PUBLIC WORKS COMMITTEE

### New Matters for Introduction

20. [R-2013-0198](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 59 St. from W. National Ave. to W. Burnham St.; W. Hicks St. from S. 76 St. to S. 81 St.; S. 81 St. from W. Becher St. to W. Grant St.; S. 80 St. from W. Hicks St. to W. Rogers St., and portions of intersecting streets 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

21. [R-2013-0199](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 76 St. from W. Pierce St. to W. Greenfield Ave., S. 101 St. from W. National Ave. to W. Cleveland Ave., S. 101 St. from W. Greenfield Ave. to 158 feet south of W. Maple St., and portions of intersecting streets by major asphalt resurfacing with miscellaneous walk repair, miscellaneous driveway repair, sanitary sewer relay, water main relay, building services and utility adjustments.

**Sponsors:** Public Works Committee

22. [R-2013-0200](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 62 St. from W. Beloit Rd. to W. Lincoln Ave., S. 63 St. from W. Beloit Rd. to W. Lincoln Ave., W. Wildwood Terr. from S. 99 St. to east of S. 99 St., W. Wildwood Ct. from S. 99 St. to west of S. 99 St., W. Burnham St. from S. 82 St. to S. 84 St., W. Bennett Ave. from S. 74 St. to west of S. 74 St., and portions of intersecting streets by minor asphalt resurfacing with miscellaneous walk repair, miscellaneous driveway repair, sanitary sewer relay, water main relay and utility adjustments.

**Sponsors:** Public Works Committee

23. [R-2013-0202](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Manitoba St. from S. 91 St. to S. 96 St., W. Dakota St. from S. 92 St. to S. 99 St., W. Montana St. from S. 92 St. to S. 96 St., and portions of intersecting streets by concrete pavement repair and utility adjustments.

**Sponsors:** Public Works Committee

24. [R-2013-0204](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of area bounded by S. 56 St. to S. 70 St. and North City Limits to W. Burnham St. by miscellaneous sidewalk repair.  
**Sponsors:** Public Works Committee
25. [R-2013-0205](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of North/South and East/West alley between S. 87 St. - S. 88 St., W. National Ave. and W. Becher St.; and North/South alley between S. 57 St. - S. 58 St., W. Mitchell St. and W. Beloit Rd. by removal and reconstruction of the concrete alley pavement, storm sewer relay, utility adjustments and storm underdrain.  
**Sponsors:** Public Works Committee
26. [R-2013-0201](#) Resolution relative to accepting the proposal of Vermeer-Wisconsin, Inc. for furnishing a new 2013 Vermeer Stump Cutter for a total sum of \$27,348.00.  
**Sponsors:** Public Works Committee
27. [R-2013-0203](#) Resolution relative to accepting the proposal of Kubota Tractor Corp. for furnishing a new 2013 Kubota Tractor with Mower for a total sum of \$16,316.40.  
**Sponsors:** Public Works Committee
28. [R-2013-0207](#) Resolution directing staff to prepare an amendment to the Stormwater Management System User Charge ordinance relative to providing a credit to stormwater fees for municipal users who's overall impact on the system is beneficial to the stormwater management system.  
**Sponsors:** Public Works Committee
29. [2013-0558](#) Communication from the Director of Public Works/City Engineer regarding changing the policy of street parking during a snow emergency.
30. [2013-0565](#) Communication from Director of Public Works/City Engineer recommending on behalf of the Mayor's Office, Health and Development Departments to rebuild the damaged area of the Farmer's Market to as near original as possible.

**Previous Matters for Consideration**

31. [R-2013-0180](#) Resolution to approve bid of LaLonde Contractors, Inc. for construction of an asphalt parking lot, concrete curb and gutter, storm sewer, pavement marking, landscaping and utility adjustments in the Chalet Parking Lot located at 6215 W. National Avenue in the City of West Allis in the amount of \$185,860.90.  
**Sponsors:** Public Works Committee

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

32. [O-2013-0035](#) An Ordinance to Establish Parking Restrictions on the North Side of the West 40 Feet of the 11700 Block and the East 20 Feet of the 11800 Block of West Washington Street.  
**Sponsors:** Gary T. Barczak
33. [2013-0566](#) Communication from Ald. May regarding Property Maintenance Code Enforcement and Time Extensions.

**Previous Matters for Consideration**

34. [R-2013-0120](#) Resolution approving a Certified Survey Map to combine the residential lot located at 713 S. 98 St. (Tax Key No. 443-0396-002) with the adjoining vacant lot to the north (Tax Key No. 443-0396-001), submitted by Matthew Ribbeck, property owner.  
**Sponsors:** Safety & Development Committee
35. [2013-0478](#) Certified Survey Map to combine the residential lot located at 713 S. 98 St. (Tax Key No. 443-0396-002) with the adjoining vacant lot to the north (Tax Key No. 443-0396-001), submitted by Matthew Ribbeck, property owner.

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

36. [R-2013-0210](#) Resolution relative to determination of Special Use Permit for Our Town Thrift Store, a proposed second-hand article retail store, to be located at 8104 W. National Ave.  
**Sponsors:** Safety & Development Committee
37. [2013-0479](#) Special Use Permit for Our Town Thrift Store, a proposed secondhand article retail store, to be located at 8104 W. National Ave.
38. [R-2013-0212](#) Resolution relative to determination of Special Use Permit for Poblocki Paving, a proposed asphalt paving facility, to establish a maintenance building, construction office addition and create an outdoor storage yard for their business operations located at 423 S. Curtis Rd.  
**Sponsors:** Safety & Development Committee

39. [2013-0477](#) Special Use Permit for Poblocki Paving, a proposed asphalt paving facility, to establish a maintenance building, construct an office addition and create an outdoor storage yard for their business operations located at 423 S. Curtis Rd.

## LICENSE & HEALTH COMMITTEE

### New Matters for Introduction

40. [O-2013-0036](#) Ordinance to Repeal and Recreate Section 7.035 of the City of West Allis Revised Municipal Code Relating to Excessive Noise and Vibration  
**Sponsors:** License & Health Committee
41. [2013-0554](#) Findings and Recommendations in the Matter of the Complaint Against Scardina Bakery & Delicatessen, Inc., d/b/a Scardina Bakery & Delicatessen, for premises located at 5901 W. Beloit Rd. (2013-2014 Food Permit renewal application).
42. [2013-0546](#) Police Department report regarding tavern violations/calls for service for the month of August 2013.
43. [2013-0542](#) Appointment of new agent, Adam J. Rogge, by Mega Marts, LLC, d/b/a Pick 'n Save #6846 located at 2625 S. 108 St. (2013-2014 Combination Class A Liquor License no. 1087).
44. [2013-0555](#) 2013-2014 Special Class B Beer and Wine License application(s).
45. [2013-0548](#) 2013-2014 Class B Tavern Special Event Permit application no. 14 of Janice Susan, LLC, Janice S. Fazen, Agent, d/b/a Dog House, 1641 S. 68 St. (2013-2014 Class B Tavern License no. 1759, Instrumental Music License no. 1761 and Dance Hall License no. 1760) for Thank You and Anniversary event, Saturday, October 5, 2013 from 7:00 a.m. to 11:00 p.m., and Sunday, October 6, 2013, from 7:00 a.m. to 9:00 p.m. (Food, tent and outdoor music). 2nd application for 2013-2014 license year.
46. [2013-0549](#) 2013-2014 Special Instrumental Music Permit appl. no. 2 of Dale J. Zbieranek, Agent, d/b/a Barneks, 7411 W. Becher St. (2013-2014 Class B Tavern License no. 1060 and Dance Hall License no. 1062) for an event on Saturday, September 28, 2013.
47. [2013-0556](#) Operator's License (bartender/sales clerk) applications.
48. [2013-0550](#) 2013-2014 Adult-Oriented Establishment Operator Permit application(s).
49. [2013-0545](#) 2013-2014 Adult-Oriented Establishment Operator Permit application no. 2008 of Robert E. Porter, Jr.

50. [2013-0541](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-339 of Vanessa M. Alcantar.
51. [2013-0543](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-314 of Cornelius S. Williams.
52. [2013-0544](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-316 of Holly M. Sage.
53. [2013-0551](#) 2013-2014 Class B Tavern License application no. 2004 of Morgan Murphy Enterprises, LLC, Carolyn S. Tomovich, Agent, d/b/a Tap 58, premises located at 5732 W. Mitchell St. (new-existing location).
54. [2013-0557](#) Communication from Assistant City Attorney regarding failure to follow the terms of the payment agreement for delinquent 2012 real estate and personal property taxes, signed on July 22, 2013, for 6139 W. Beloit Rd., Smokin' Joe's Pub, LLC, d/b/a Whammy Bar, dated September 11, 2013.
55. [2013-0561](#) Department of Revenue Field Report regarding Wisconsin State Seller's Permit for Dilneet Corporation ( 2013-2014 Combination Class A Liquor License application no. 1080, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave.).

#### **Previous Matters for Consideration**

56. [2012-0575](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2012-2013 Class A Liquor License application no. 1080 and Cigarette License application no. 1081).
57. [2012-0003](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2011-2012 Class A Liquor License no. 1080 and Cigarette License no. 1081).

#### **ADVISORY COMMITTEE**

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

58. [2013-0559](#) Notification of reappointments to the West Allis Community Improvement Foundation, Inc.

#### **N. 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.