



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Alderson James W. Sengstock, Council President

*Aldersons: 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, May 18, 2010

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. HISTORICAL PROPERTIES PRESENTATION

*The following properties are being honored as designated landmarks in celebration of
Historic Preservation Month*

1. *Garfield School - Historical Society Building, 8405 W. National Avenue.*
2. *West Allis Farmers Market, 6501 W. National Avenue.*
3. *Seneca Station, 1647 S. 76 Street.*
4. *Fire Station #1, 7332 W. National Avenue.*
5. *Former Allis Chalmers Manufacturing Facility, 6737 W. Washington Street.
(Current Summit Place Office Building)*
6. *Kegel's Inn, 5901-05 W. National Avenue.*
7. *McMicken, Alexander & Pauline House, 1508 S. 80 Street.*
8. *Koelsch Funeral Home, 7622 W. Greenfield Avenue.*

E. PUBLIC HEARINGS

1. [R-2010-0127](#) Resolution relative to determination of Special Use Permit for outdoor dining addition to Callanan's Parkway Pub, to be located at 11505 W. National Ave.
Sponsors: Safety & Development Committee

2. [R-2010-0129](#) Resolution relative to determination of Special Use Permit for proposed outdoor dining addition at Jonny Hammers, an existing tavern located at 6300 W. Lincoln Ave.
Sponsors: Safety & Development Committee

- 3. [R-2010-0126](#) Resolution relative to determination of Special Use Permit for proposed daycare facility to be located at 5801 W. National Ave.

Sponsors: Safety & Development Committee

F. CITIZEN PARTICIPATION

G. 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*

H. MISCELLANEOUS BUSINESS

Mayor's Report

Alderpersons Comments

I. AGENDA APPROVAL

J. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of May 4, 2010.

K. ITEMS NOT REFERRED TO COMMITTEE

- 4. [2010-0279](#) Summons and Complaint in the matter of Harris NA Successor in interest to Community Bank Group. vs. Joseph Hoffman, et al., regarding foreclosure of mortgage, Case No. 09CV010237.

5. [2010-0300](#) Summons and Complaint in the matter of Wells Fargo Bank, NA vs. Joseph Hoffmann and Jane Doe, et al., regarding foreclosure of mortgage, Case No. 09-CV-3559.
6. [2010-0301](#) Notice of Injury and Claim for Damages submitted on behalf of Jason Somers regarding injuries and damages allegedly sustained on S. 108 St. near W. Orchard St. on January 7, 2010.
7. [2010-0319](#) Summons and Complaint in the matter of Waterstone Bank SSB vs. 1126 E. Morgan LLC, regarding foreclosure of mortgage, Case No. 10CV006973.

L. STANDING COMMITTEE REPORTS

None.

M. COMMON COUNCIL RECESS

N. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

8. [R-2010-0121](#) Resolution relative to accepting the proposal of Workforce Health for providing Employee Health Risk Appraisal Services for a 2-year period for a total sum of \$37,000.00.
Sponsors: Administration & Finance Committee
9. [R-2010-0122](#) Resolution relative to accepting the proposal of Ewald Hartford Ford for furnishing and delivering one (1) 2010 Hybrid Ford Fusion for a total sum of \$25,807.00.
Sponsors: Administration & Finance Committee

City Attorney Claim Report

10. [2004-0190](#) Erv Eckert, 1600 S. 59 St., communication regarding property damage allegedly sustained on March 25, 2004.
City Attorney recommended denial.

11. [2007-0450](#) Vaitys Law, LLC communication on behalf of Eugene D. Harris regarding injuries allegedly sustained at 82nd and National Ave. on March 23, 2007.
City Attorney recommended denial.
12. [2009-0556](#) Third Party Summons & Complaint in the matter of Deborah K. Hausch and Kemper Indendence Insurance Company vs. City of West Allis, et al.
City Attorney recommended to be placed on file.
13. [2010-0150](#) Doris Heaney communication regarding property damage allegedly sustained on December 11, 2009 at 2382 S. 93 Street.
City Attorney recommended denial.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

14. [R-2010-0120](#) Resolution authorizing the Director of Public Works/City Engineer to accept the proposal of AECOM Technical Services (AECOM) to provide consulting services relative to the NR216 Permit compliance requirements for 2010 for a sum not to exceed \$25,000.
Sponsors: Public Works Committee
15. [R-2010-0123](#) Resolution to approve bid of National Power Rodding Corp. for cleaning and closed circuit TV inspection of storm sewers in W. Becher St. from S. 108 St. to S. 111 St.; W. Grant St. from S. 108 St. to approx. 100' west of S. 111 St.; S. 109 St. from W. Becher St. to W. Lincoln Ave.; S. 110 St. from W. Becher St. to approx. 150' south of W. Grant St. and S. 111 St. from W. Becher St. to W. Lincoln Ave. within the City of West Allis, in the amount of \$104,356.40.
Sponsors: Public Works Committee
16. [R-2010-0124](#) Resolution to approve bid of D.C. Burbach, Inc. for the removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, utility adjustments and storm underdrain in various locations within the City of West Allis, in the amount of \$874,204.65.
Sponsors: Public Works Committee
17. [2010-0318](#) We Energies communication reaffirming their policy to the City regarding use of and trespassing on their property or rights-of-ways and the concern for illegal dumping of yard and household materials on their property.

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

18. [R-2010-0125](#) Resolution approving an Amendment to the Development Agreement by and between the Community Development Authority of the City of West Allis and Six Points East, LLC.
Sponsors: Safety & Development Committee
19. [R-2010-0130](#) 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
20. [2010-0322](#) John O'Hara communication relative to open air burning.
21. [2010-0320](#) Special Use Permit to establish Sanfelippo Auto Center, a proposed vehicle dealership, at 3035 S. 108 St. submitted by Michael Sanfelippo.
22. [2010-0314](#) Special Use Permit to establish educational services at Right Click Computer Services, an established business located at 8008 W. National Ave.

Public Hearing Items (Safety & Development Committee)

23. [R-2010-0126](#) Resolution relative to determination of Special Use Permit for proposed daycare facility to be located at 5801 W. National Ave.
Sponsors: Safety & Development Committee
24. [2010-0270](#) Special Use Permit for proposed daycare facility to be located at 5801 W. National Ave.

SAFETY & DEVELOPMENT AND LICENSE & HEALTH COMMITTEES**New Matters for Introduction**

25. [2010-0313](#) Special Use Permit for extension of premises and to establish outdoor dining at HD Hideout, an existing tavern located at 6201 W. Mitchell St.

Public Hearing Items (Safety & Development Committee and License & Health Committees)

26. [R-2010-0127](#) Resolution relative to determination of Special Use Permit for outdoor dining addition to Callanan's Parkway Pub, to be located at 11505 W. National Ave.
Sponsors: Safety & Development Committee
27. [2010-0271](#) Special Use Permit for outdoor dining addition to Callanan's Parkway Pub, to be located at 11505 W. National Ave.
28. [R-2010-0129](#) Resolution relative to determination of Special Use Permit for proposed outdoor dining addition at Jonny Hammers, an existing tavern located at 6300 W. Lincoln Ave.
Sponsors: Safety & Development Committee
29. [2010-0226](#) Special Use Permit for proposed outdoor dining at Jonny Hammers, an existing tavern located at 6300 W. Lincoln Ave.

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

30. [O-2010-0015](#) An Ordinance to Repeal and Recreate Section 7.032 of the West Allis Revised Municipal Code Relating to Prohibiting Smoking in Certain Areas.
Sponsors: License & Health Committee
31. [O-2010-0016](#) An Ordinance to Repeal and Recreate Section 7.032 of the West Allis Revised Municipal Code Relating to Prohibiting Smoking in Certain Areas.
Sponsors: License & Health Committee
32. [O-2010-0017](#) An Ordinance to Create Subsection 7.12(8) of the West Allis Revised Municipal Code Relating to Prohibiting the Feeding of Deer and to Amend Subsection 7.16(2) of the West Allis Revised Municipal Code Relating to a Penalty.
Sponsors: License & Health Committee
33. [2010-0311](#) Tavern Operator License applications.
34. [2010-0280](#) 2010-2011 Phonograph Distributor's License application(s).
35. [2010-0281](#) 2010-2011 Amusement Distributor's License application(s).

36. [2010-0282](#) 2010-2011 Secondhand Jewelry Dealer License application(s).
37. [2010-0283](#) 2010-2011 Used Vehicle Dealer License application(s).
38. [2010-0284](#) 2010-2011 Secondhand Article Dealer License application(s).
39. [2010-0321](#) 2010-2011 Arcade License application(s).
40. [2010-0287](#) 2010-2011 Special Class B Beer and Wine License application.
41. [2010-0302](#) 2010-2012 Package Goods Operator License application(s).
42. [2010-0303](#) 2010-2011 Class B Beer License renewal applications.
43. [2010-0304](#) 2010-2011 Combination Class A Liquor License renewal application(s).
44. [2010-0305](#) 2010-2011 Class A Beer License renewal applications.
45. [2010-0306](#) 2010-2011 Class C Wine License renewal application(s).
46. [2010-0307](#) 2010-2011 Class B Tavern, Dance Hall, Bowling Alley, Tavern Entertainment and Instrumental Music License renewal applications.
47. [2010-0309](#) 2009-2010 Special Instrumental Music Permit application no. 14 of Potocic Enterprises, Ltd., William L. Potocic, Agent, d/b/a State Fair Inn, 8101 W. Greenfield Ave. (2009-2010 Class B Tavern License no. 700) for an event on Saturday, June 12, 2010.
48. [2010-0285](#) 2010-2011 Class B Tavern License application no. 1654 and Instrumental Music License application no. 1655 of Wisconsin Athletic Club LLC, Chezare Misko, Agent, d/b/a Wisconsin Athletic Club for premises located at 1939 S. 108 Street (new-existing).
49. [2010-0308](#) 2010-2011 Class B Tavern license renewal application no. 443, WHG Development Company LLC, Scott A. Graves, Agent, d/b/a Applebees Neighborhood Grill & Bar for premises located at 2865 S. 108 St. (new agent)
50. [2010-0310](#) 2010-2011 Class B Tavern license renewal application no. 1447, PM Pub & Grub, Inc., Dorene Monty, Agent, d/b/a PM Pub & Grub for premises located at 6533 W. Mitchell Street. (new agent)

51. [2010-0256](#) 2010-2011 Class B Tavern License renewal application no. 717 and Dance Hall License renewal application no. 719 of Henry Enterprises, Ltd., James F. Henry, Agent, d/b/a Jim's Oval Bar, premises located at 9141 W. National Ave.
52. [2010-0286](#) 2010-2011 Class B Beer License application no. 1651 of Smokers Pub, LLC, Lisa L. Ali, Agent, d/b/a Smokers Pub located at 10708 W. Oklahoma Ave. (new-nonexisting location).
53. [2010-0298](#) Police Department Report regarding April 5, 2010 Tobacco Compliance Check involving twenty-five (25) West Allis businesses, resulting with none selling tobacco to an underage person without requesting identification.
54. [2010-0299](#) Police Department report regarding tavern violations/calls for service for the month of April 2010.
55. [2010-0291](#) Police Department Report involving G R's National Pub, 6827 W. National Ave. (2009-2010 Class B Tavern License no. 1613, Dance Hall License no. 1615, and Instrumental Music License no. 1614 of Guy M. Robb, LLC, Guy M. Robb, Agent, Incident Date: April 11, 2010).
56. [2010-0312](#) 2010-2011 Class B Tavern License renewal application no. 1613, Instrumental Music License renewal application no. 1614 and Dance Hall License renewal application no. 1615 of Guy M. Robb, LLC, Guy M. Robb, Agent, d/b/a G R's National Pub, premises located at 6827 W. National Ave.
57. [2010-0296](#) Police Department Report involving Jimmy B's Trailsend, 7216 W. Lincoln Ave. (2009-2010 Class B Tavern License no. 745 and Dance Hall License no. 746 of Jimmy B's Trailsend, Inc., Kevin F. Bagurdes, Agent, Incident Date: April 17, 2010)
58. [2010-0293](#) Police Department Report involving Shawna's Pub and Grub, 1101 S. 60 St. (2009-2010 Class B Tavern License no. 1579, and Dance Hall License no. 1580 of LAM Enterprises, LLC, Loretta A. Matovich, Agent, Incident Date: April 5, 2010).
59. [2010-0297](#) Police Department Report involving Kwik Pantry, 6716 W. Lincoln Ave. (2009-2010 Combination Class A License no. 1502 of Bryan SRA, LLC, Ram S. Joseph, Agent, Incident Date: April 23, 2010.)
60. [2010-0292](#) 2010-2011 Combination Class A Liquor License renewal application no. 1502 of Bryan SRA, LLC, Ram S. Joseph, Agent, d/b/a Kwik Pantry, for premises at 6716 W. Lincoln Ave.
61. [2010-0288](#) 2010-2011 Class B Tavern License renewal application no. 784 of Randal W. Katzuba, d/b/a Randy's Neighbor's Inn, premises located at 6922 W. Becher St.

62. [2010-0289](#) 2010-2011 Class B Tavern License renewal application no. 1361, Dance Hall License renewal application no. 1657 and Instrumental Music License renewal application no. 1656 of Rocco A. Landgraf, d/b/a Rocco's Bar & Grill for premises located at 1309 S. 60 St.
63. [2010-0290](#) 2010-2011 Class B Tavern License renewal application no. 1574, Dance Hall License renewal application no. 1576 and Instrumental Music License renewal application no. 1575 of DRND Corporation, Debra M. Nadboralski, Agent, d/b/a D & D's Bar & Grill for premises located at 1022 S. 60 St.
64. [2010-0317](#) 2010-2011 Class B Tavern License renewal application no. 1594 of PAROPS LLC, Hans T. Anderson, Agent, d/b/a Night Court premises located at 7127 W. National Ave.
65. [2010-0294](#) 2010-2012 Tavern Operator License renewal application no. 12-89 of Jatinder P. Singh.
66. [2010-0295](#) 2010-2012 Tavern Operator License renewal application no. 12-92 of Michelle L. Scott.
67. [2010-0315](#) 2010-2011 Tavern Operator License renewal application no. 11-486 of Nicole L. Balistreri.

ADVISORY COMMITTEE

New Matters for Introduction

68. [2010-0323](#) Appointment by Mayor Devine of Mr. Chris Porterfield as a member of the West Allis Economic Development (Partnership) Committee, his three-year term to expire January 1, 2013.

O. OTHER MATTERS RELATING TO THE AFFAIRS AND GOVERNMENT OF THE CITY WHICH MAY PROPERLY BE BROUGHT BEFORE THE COMMON COUNCIL

P. 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.