



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Aldersperson Thomas G. Lajsic, Council President

*Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Michael P. May,
Cathleen M. Probst, Rosalie L. Reinke, Daniel J. Roadt, James W. Sengstock,
Vincent Vitale, and Martin J. Weigel*

Tuesday, June 5, 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

None.

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 113

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 May 15, 2012.

J. ITEMS NOT REFERRED TO COMMITTEE

1. [2012-0296](#) Lagmann, Inc., Notice of Circumstances Giving Rise to Claim and Claim on behalf of Eileen Jezo.
2. [2012-0297](#) Ellwood Skogstad communication regarding damages allegedly sustained at 1421 S. 90 St.
3. [2012-0298](#) Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A., vs Karin F. Steinke, et al, regarding foreclosure of mortgage, Case No. 12-CV-000651.
4. [2012-0299](#) Amended Summons and Complaint in the matter of Bank of America, N.A., vs Dawn M. Clark, et al, regarding foreclosure of mortgage, Case No. 11CV15233.
5. [2012-0307](#) Traci Dougherty communication regarding vehicle damages allegedly sustained on the 7300 block of West Greenfield Ave. on May 1, 2012.

K. STANDING COMMITTEE REPORTS**LICENSE & HEALTH COMMITTEE**

Regular meeting held on May 22, 2012.

6. [2012-0126](#) Summons and Complaint in the matter of the complaint against Luna Jewelry & Repair, LLC, Merari Rodriguez, Agent for the premises located at 5835 W. National Ave., d/b/a Luna Jewelry & Repair LLC. (2011-2012 Secondhand Jewelry Dealer License no. 1662).
Unanimously recommended to Issue Findings & Recommendations.
7. [2012-0179](#) 2012-2013 Secondhand Jewelry Dealer License renewal application no. 1662 of Luna Jewelry and Repair, LLC, Merari Sandino, Agent, d/b/a Luna Jewelry and Repair located at 5835 W. National Ave.
Unanimously recommended to be denied.

8. [2012-0096](#) Police Department Report involving Luna Jewelry and Repair, LLC, 5835 W. National Ave., (2011-2012 Secondhand Jewelry Dealer License no. 1662 of Luna Jewelry and Repair, LLC, Merari Rodriguez, Agent, Incident Dates: December 10, 2011 thru December 16, 2011).
Unanimously recommended to be placed on file.
9. [2012-0275](#) Stipulation In the Matter of the Complaint Against Cugino's Entertainment, LLC, Dominic T. Lalicata, Agent, d/b/a Crazy Horse for premises located at 9440 W. National Ave.
Unanimously recommended to be approved.
10. [2012-0085](#) Summons and Complaint in the matter of the complaint against Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, for the premises located at 9440 W. National Ave., d/b/a Crazy Horse (2011-2012 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303).
Unanimously recommended to be placed on file.
11. [2011-0719](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2011-2012 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: Between June 1, 2010 and June 2, 2010).
Unanimously recommended to be placed on file.
12. [2012-0202](#) Communication from Dominic T. LaLicata, Agent of Cugino's Entertainment, LLC, 2011-2012 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303, located at 9440 W. National Ave., regarding d/b/a name change from Crazy Horse to RHINO.
Unanimously recommended to be approved.
13. [2012-0189](#) 2011-2013 Tavern Operator License application no. 13-465 of Kevin D. Murphy.
Unanimously recommended to be denied based on the police report.
14. [2012-0186](#) 2011-2013 Tavern Operator License application no. 13-475 of Adam M. Lese.
Unanimously recommended to be approved.
15. [2012-0218](#) 2012-2014 Tavern Operator License renewal application no. 14-72 of Sherry C. Rejman.
Unanimously recommended to be approved.

16. [2012-0266](#) 2012-2014 Tavern Operator License renewal application no. 14-106 of Steven P. Peot.
Unanimously recommended to be approved.
17. [2012-0237](#) 2012-2013 Class B Tavern License application no. 1850, Dance Hall License application no. 1851, and Instrumental Music License application no. 1852, of Noble Restaurants, LLC, John M. Werner, Agent, d/b/a Tanner Paull, premises located at 6922 W. Orchard St. (new-existing location).
Unanimously recommended to be approved subject to necessary requirements.
18. [2012-0263](#) 2012-2013 Class B Tavern License renewal application no. 773 and Dance Hall License renewal application no. 774 of Jerry C. Ulrich, d/b/a Scooter's Tap, for premises located at 9000 W. National Ave.
Unanimously recommended to be approved subject to necessary requirements.
19. [2012-0273](#) 2012-2013 Class B Tavern License renewal application no. 853, Dance Hall License renewal application no. 854, and Instrumental Music License renewal application no. 855 of Ubie's Double Vision, LLC, Robert A. Uebelacker, Agent, d/b/a Ubie's Double Vision, premises location at 5501 W. Burnham St.
Unanimously recommended to be approved subject to necessary requirements.
20. [2012-0260](#) 2012-2013 Class B Tavern License application no. 1840 and Dance Hall License application no. 1841 of Hideout West Allis, Inc., Daniel Seiy, Agent, d/b/a The Hideout, premises located at 6201 W. Mitchell St. (new-existing location).
Unanimously recommended to be approved subject to necessary requirements.
21. [2012-0262](#) 2012-2013 Class B Tavern License renewal application no. 1738, Dance Hall License renewal application no. 1740, and Instrumental Music License renewal application no. 1739 of Danny's Entertainment, Inc., Daniel R. Seiy, Agent, d/b/a Danny's Lounge, premises location at 1900 S. 60 St.
Unanimously recommended to be approved subject to necessary requirements.
22. [2012-0148](#) Police Department Report involving Danny's Lounge, 1900 S. 60 St. (2011-2012 Class B Tavern License no. 1738, Dance Hall License no. 1740 and Instrumental Music License no. 1739 of Danny's Entertainment, Inc, Daniel R. Seiy, Agent, Incident Dates: February 19, 2012 and February 29, 2012).
Unanimously recommended to be placed on file.

23. [2012-0147](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Incident Date: February 19, 2012).
Unanimously recommended to be placed on file.
24. [2012-0152](#) Police Department Report involving Flappers, 7527 W. Becher St. (2011-2012 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: March 5, 2012).
Unanimously recommended to be placed on file.
25. [2012-0243](#) Police Department Report involving "Stevens"...1022 Pub & Sports Grill, 1022 S. 60 St. (2011-2012 Class B Tavern License no. 1829 and Instrumental Music License no. 1830 of 1022 S.A., LLC, Said Sami Nasser, Agent, Incident Date: April 11, 2012). License formally known as D & D Sports Bar & Grill.
Unanimously recommended to be placed on file.
26. [2012-0244](#) Police Department Report involving Boz's Sports Bar, 1325 S. 70 St. (2011-2012 Class B Tavern License no. 448, and Dance Hall License no. 496 of Boz's, Inc., Shawn R. Lange, Agent, Incident Date: April 1, 2012).
Unanimously recommended to be placed on file.
27. [2012-0246](#) Police Department Report involving Jonny Hammers, 6300 W. Lincoln Ave. (2011-2012 Class B Tavern License no. 1415, Dance Hall License no. 1417 and Instrumental Music License no. 1418, of Jonny Hammers, LLC, Jon Robert Cervantes, Agent, Incident Date: April 12, 2012).
Unanimously recommended to be placed on file.
28. [2012-0247](#) Police Department Report involving Whammy Bar, 6139 W. Beloit Rd., (2011-2012 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: April 22, 2012).
Unanimously recommended to be placed on file.
29. [2012-0272](#) Police Department Report regarding violation of the Wisconsin Indoor Clean Air Act Smoking Ban (2011-2012 Class B Tavern License no. 629, and Dance Hall License no. 633 of GW's Jaws, LLC, Eunice A. Weber, Agent, d/b/a GW's Jaws, 9033 W. National Ave., Incident Date: February 2, 2012, 1st Offense).
Unanimously recommended to be placed on file.
30. [2012-0103](#) 2011-2012 Tavern Operator License application no. 12-359 of Jason M. Wedner.
Unanimously recommended to be approved.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE and PUBLIC WORKS COMMITTEES

New Matters for Introduction

- 31. [2012-0318](#) Communication from Director of Public Works/City Engineer regarding the status and cost estimates for the municipal court renovations at the police court center and approval to proceed to bids.

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

- 32. [R-2012-0116](#) Resolution to approve a Commercial Façade Improvement Project Grant & Contract by and between the City of West Allis and Brian W. & Kim Peterson Trust, property owner for the property located at 7201-72 W. Greenfield Ave. & 1411-1413 S. 72 St. in an amount up to \$20,000.

Sponsors: Administration & Finance Committee

- 33. [2012-0310](#) Communication from City Administrative Officer regarding request to fill vacant position of Street Maintainer in the Department of Public Works Sanitation and Street Division.

- 34. [2012-0311](#) Communication from City Administrative Officer regarding request to fill vacant position of Sewer Maintainer in the Department of Public Works Sanitation and Street Division.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

- 35. [R-2012-0111](#) Resolution Relative to Amending Section 11.18(13) of the West Allis Revised Municipal Code Regarding Suspending Block Party Fees.

Sponsors: Michael P. May

36. [R-2012-0112](#) Resolution Authorizing and Directing the Director of Public Works/City Engineer to Pay For Sanitary Sewer Lateral Repairs at 2321 South 69th Street in the Total Amount of \$5,055.35.
Sponsors: Public Works Committee
37. [R-2012-0115](#) Resolution authorizing the Director of Public Works/City Engineer to amend the existing architectural services agreement with Quorum Architects for consulting and design services for the construction of a new storage facility at Fire Station No. 2 in an amount not to exceed \$9,250.
Sponsors: Public Works Committee
38. [2012-0286](#) Alderman James A. Bohl, Jr., Milwaukee 5th District, communication regarding a proposed Resolution ordering the immediate cessation and prohibition of the introduction of sodium silicofluoride or any fluoride compound into water distributed by the Milwaukee Water Works.

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

39. [O-2012-0017](#) An Ordinance to Establish Parking Restrictions on the South Side of the 6200 Block of W. National Ave.
Sponsors: Michael J. Czaplewski
40. [R-2012-0110](#) Resolution to transfer ownership, by Quit Claim Deed, of a City of West Allis property located at 9** S. 70 St. (Tax Key No. 440-0259-008), to the Community Development Authority of the City of West Allis.
Sponsors: Safety & Development Committee
41. [R-2012-0114](#) Resolution approving assistance by the Community Development Authority for the private development of the Renaissance Faire II LLC project through the issuance of Redevelopment Revenue Bonds.
Sponsors: Safety & Development Committee
42. [2012-0285](#) Communication regarding Adopted Bicycle Plan Amendment to the Comprehensive Development Plan for Waukesha County.
43. [2012-0271](#) Special Use Permit for Fusion Café, a proposed restaurant to be located within the multi-tenant building at 1427 S. 108 St.

Previous Matters for Consideration

44. [R-2012-0089](#) Resolution relative to determination of Special Use Permit for the proposed collocation of US Cellular antennas to be located on the existing lattice tower at 1865 S. 66 St.
Sponsors: Safety & Development Committee

45. [2012-0164](#) Special Use Permit for the proposed collocation of US Cellular antennas to be located on the existing lattice tower at 1865 S. 66 St.

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

46. [2012-0276](#) Findings and Recommendations in the Matter of the Complaint Against Luna Jewelry and Repair, LLC relative to revocation of the Secondhand Jewelry License.
47. [2012-0214](#) Communication from Attorney Michael Chernin regarding Findings and Recommendations in the Matter of the Complaint Against Luna Jewelry and Repair, LLC relative to revocation of the Secondhand Jewelry License.
48. [2012-0161](#) 2012-2013 Secondhand Jewelry Dealer License renewal application no. 1693 of Jewelry Repair Shop III, LLC, Gladys B. Sandino, Agent, d/b/a Jewelry Repair Shop III, LLC located at 7239 W. Greenfield Ave.
49. [2012-0308](#) 2012-2013 Secondhand Jewelry Dealer License application(s).
50. [2012-0284](#) 2012-2013 Secondhand Article Dealer License application(s).
51. [2012-0309](#) 2012-2013 Used Vehicle Dealer License application(s).
52. [2012-0282](#) 2012-2013 Amusement Distributor's License application(s).
53. [2012-0292](#) 2012-2013 Phonograph Distributor's License application(s).
54. [2012-0295](#) 2011-2012 and 2012-2013 Adult-Oriented Establishment Operator Permit application(s).
55. [2012-0305](#) Tavern Operator License applications.

56. [2012-0283](#) 2011-2012 Class B Tavern Special Event Permit application no. 15 of D&N Lynch, Inc., Joseph Lynch, Agent, d/b/a Lynch's, 2300 S. 108 St., (2011-2012 Class B Tavern License application no. 489, Instrumental Music License application no. 617 and Dance Hall License application no. 616) for Huskies Gridiron Club fundraising, June 16, 2012 from 3:00 p.m. to 11:00 p.m. (Tents, food and music in fenced area).
57. [2012-0306](#) 2011-2012 Class B Tavern Special Event Permit application no. 16 of Janice Susan, LLC, Janice A. Fazen, Agent, d/b/a Dog House, 1641 S. 68 St. (2011-2012 Class B Tavern License application no. 1759, Instrumental Music License application no. 1761 and Dance Hall License application no. 1760) for Golf Outing, June 9, 2012 from 6:00 a.m. to 10:00 p.m. (Tents and food in fenced area.).
58. [2012-0278](#) 2012-2013 Class A Beer License renewal application(s).
59. [2012-0279](#) 2012-2013 Class B Beer License renewal application(s).
60. [2012-0280](#) 2012-2013 Class C Wine License renewal application(s).
61. [2012-0277](#) 2012-2013 Combination Class A Liquor License renewal application(s).
62. [2012-0281](#) 2012-2013 Class B Tavern, Dance Hall, Instrumental Music, and Tavern Entertainment-Special License renewal applications.
63. [2012-0293](#) 2012-2013 Class B Tavern License renewal application no. 663, Dance Hall License renewal application no. 665, Instrumental Music License renewal application no. 664 and Bowling Alley License renewal application no. 962 of AMF Bowling Centers, Inc., Jason A. Kaiser, Agent, d/b/a AMF West Allis Lanes for premises located at 10901 W. Lapham St. (new agent).
64. [2012-0301](#) 2012-2013 Class B Tavern License application no. 1858 of Xtreme Sports Bar, LLC, Abraham J. Gutierrez, Agent, d/b/a Xtreme Sports Bar, premises located at 6404 W. National Ave. (new agent).
65. [2012-0304](#) 2012-2013 Class B Tavern License renewal application no. 1427, Dance Hall License renewal application no. 1428 and Instrumental Music License renewal application no. 1430 of Smokin' Joe's Pub, LLC, Kelly A. Schey, Agent, d/b/a Whammy Bar premises located at 6139 W. Beloit Rd. (new agent).
66. [2012-0303](#) 2012-2013 Class A Beer License renewal application no. 1680 of Lucki Mini Mart, Inc., Ljiljana Lucic, Agent, d/b/a Lucki Mini Mart for premises located at 1480 S. 84 St.
67. [2012-0291](#) 2012-2013 Class B Tavern License application no. 1847 of Lucki Mini Mart, Inc., Ljiljana Lucic, Agent, d/b/a Lucki Mini Mart for premises located at 1480 S. 84 St. (new nonexisting location).

68. [2012-0226](#) 2012-2013 Tavern Operator License application no. 13-485 of Jill E. Holmes.
69. [2012-0288](#) 2012-2014 Tavern Operator License renewal application no. 14-143 of Danielle N. Nguyen.
70. [2012-0289](#) 2012-2013 Tavern Operator License renewal application no. 13-489 of James F. Kassulke.
71. [2012-0290](#) 2012-2013 Tavern Operator License renewal application no. 13-488 of Bonnie E. Bruno.
72. [2012-0300](#) 2012-2014 Tavern Operator License renewal application no. 14-145 of Brandyn J. Riek.

ADVISORY COMMITTEE

New Matters for Introduction

73. [O-2012-0018](#) An Ordinance to amend Section 2.54(2)(b) of the City of West Allis Revised Municipal Code relative to membership on the Legislative Committee.
Sponsors: Advisory Committee
74. [R-2012-0113](#) Resolution of Commendation for Jason Stromberg.
Sponsors: James W. Sengstock
75. [2012-0287](#) Library Director request for permission to destroy certain records.
76. [2012-0314](#) Appointment by Mayor Devine of Rachel Cincotta as a member of the West Allis Board of Appeals, her term to expire May 1, 2014.
77. [2012-0317](#) Appointment by Mayor Devine of Ronald Rieboldt as a member of the West Allis Plan Commission, his three-term to expire April 30, 2015.
78. [2012-0313](#) Reappointment by Mayor Devine of Helen Feuling to the West Allis Board of Appeals, her three-year term to expire May 1, 2015.
79. [2012-0315](#) Reappointment by Mayor Devine of Walter Zehm as a member of the West Allis Civil Service Commission, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, his five-year term to expire May 1, 2017.

80. [2012-0312](#) Reappointments by Mayor Devine to the West Allis Administrative Appeals Review Board of Chris Schanz and Ald. Michael Czaplewski, their two-year terms to expire June 30, 2014.
81. [2012-0316](#) Reappointments by Mayor Devine to the West Allis Electrical Review Board of Ald. Thomas Lajsic, Scott Bergum, and Robert Yuzna, their two-year terms to expire May 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.