



City of West Allis

Meeting Minutes

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,

Vincent Vitale, and Martin J. Weigel

Tuesday, December 3, 2013

7:20 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Mayor Devine at 7:20 p.m.

B. ROLL CALL

Present 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

Excused 1 - Ald. Barczak

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Roadt.

D. PUBLIC HEARINGS

1. [R-2013-0265](#)

Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of 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

Explanation by Peter Daniels, Principal Engineer.

Appearances:

Matt Schroeder, 1945 S. 78 St., commented on the HM Graphics operation, loading dock, parking, driveway, truck traffic and damage, and hours of delivery.

Linda Lampe, 1943 S 77 St., commented on trucking, traffic, and sump pumps. She asked about trucking regulations and reinforcement.

David Reske, 1942 S. 77 St., commented on trucks, HM Graphics fair share, contractor, gas lines, and basement damage.

Cory Manke, 1943 S. 79 St., commented on trucks, parking, tree maintenance, and garage approach. He asked about the MMSD water bill fee, future paving projects, and the duration of the project. He said that HM Graphics should pay more of the cost, and opposed the proposal due to the financial burden.

Matt Dellemann, 7825 W. Hicks St., commented on HM Graphics doing the lion share of the damage, truck docking and utilization. He asked about measures being taken relative to trucking, pushing the project back, and an independent study about HM's damage.

Dale Reinder, 1977 S. 80 St., described past work in her area, flooding, fixing the sewer for \$12,000, and plaster walls in older homes.

Carl Karboski, 2151 S. 81 St., asked about accessibility measures.

2. [R-2013-0272](#) Resolution relative to determination of Special Use Permit for Moto Union, a proposed indoor motorcycle sales showroom, to be located at 11422 W. Greenfield Ave.

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

The Clerk's Office received two (2) letters regarding the Special Use with concerns.

Appearances:

Karen Hayek, 1357 S. 114 St., commented on the damage to her fence and retaining wall from delivery trucks, the door closure for repairs during summer months, the driving route for testing, and asked about sales, clientele, and employee parking.

Ralph Schwalbach, 1358 S. 115 St., asked about repairs to other motorcycles other than Ducati. He addressed his concerns relative to noise, traffic, the closure of the overhead door, and asked about the Plan Commission's recommendations.

3. [R-2013-0271](#) Resolution relative to determination of Special Use Permit for the West Allis West Milwaukee School District to establish an educational institution and school within the former Heritage Christian School located at 1300 S. 109 St.

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

E. CITIZEN PARTICIPATION

Carol Graham, 1808 S. 63 St., commented on her bill for rat poison and garbage cans.

Chris and Abby Paul, 8340 W. Beloit Rd., introduced themselves and their business that will be opening at the Capri location.

Diane Brandt, 2936 S. 93 St., announced Candy Cane Lane and the annual Chamber of Commerce holiday charity benefit.

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. MAYOR'S REPORT

*Mayor Devine welcomed Coffeeworks at the old Paradise Theater location. He announced the Christmas events: Christmas on the Avenue, Breakfast with Santa, Christmas carols, the tree lighting, and parade.
He commented on the open house for the Historical Society.*

H. ALDERPERSON'S REPORT

*Ald. Reinke announced Santa's Café.
Ald. Probst addressed homelessness, and reported on the collection of materials at Horace Mann.
Ald. May announced the Safety & Development Committee meeting scheduled for December 11th with matters on the agenda relative to the 3rd District.
A motion was made by Ald. Lajsic, seconded by Ald. Reinke, that the agenda be approved as amended with item nos. 16 and 25 be withdrawn. The motion carried unanimously.*

16. [R-2013-0258](#) Resolution for approval of the Joint Agreement between the School District of West Allis-West Milwaukee, et al and the City of West Allis relative to several projects including Soccer Fields, McKinley Park, Dark Fiber, Jefferson School, Madison easement, Roosevelt easement, Franklin Field House tennis court conversion to parking lot, former Parkway School, former Heritage School and Nathan Hale track extension.

Sponsors: Public Works Committee

25. [O-2013-0054](#) An Ordinance to Create Subsection 7.123(3)(i) of the West Allis Revised Municipal Code Relating to Fences for Animal Fancier Permit.

Sponsors: Probst

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of November 19, 2013

J. ITEMS NOT REFERRED TO COMMITTEE

4. [2013-0666](#) Amended Summons and Complaint in the matter of Caliber Home Loans, Inc., f/k/a Vericrest Financial, Inc., vs Claire Moline, et al, regarding foreclosure of mortgage, Case No.13-CV-001188.

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

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 8:39 p.m. Upon returning from recess at 9:20 p.m., and the roll call being taken, there were:

Present 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

Excused 1 - Ald. Barczak

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

5. [O-2013-0055](#) An Ordinance to establish the salaries of certain officers and employees in the Police Department for 2014 and 2015.

Sponsors: Administration & Finance Committee

Attachments: [Police Salary Scales.pdf](#)

6. [R-2013-0268](#) Resolution relative to transferring \$134,910.00 from the Contingency Fund to the Police Department Automotive Capital Account for purchasing five (5) Police Squad Cars and one (1) Parking Checker Vehicle from Ewald Automotive Group.

Sponsors: Administration & Finance Committee

7. [R-2013-0269](#) Resolution authorizing the administration and implementation of the Community Development Block Grant (CDBG) Program for Fiscal Year 2014.

Sponsors: Administration & Finance Committee

8. [R-2013-0270](#) Resolution approving the terms & conditions for an Economic Development Loan to Capri Di Nuovo LLC and/or assigns, under the Department of Housing and Urban Development Community Development Block Grant Program in an amount not to exceed \$60,000.

Sponsors: Administration & Finance Committee

Attachments: [Commitment Ltr and Attachments.pdf](#)

9. [R-2013-0273](#) Resolution relative to renewal of the agreement with the Village of West Milwaukee for Public Health Services for 2014.
- Sponsors:* Administration & Finance Committee
- Attachments:* [WMILW.PublicHealthServices_Agmt.pdf](#)
10. [R-2013-0274](#) Resolution relative to renewal of the agreement with the Village of West Milwaukee for Information Technology Services for 2014.
- Sponsors:* Administration & Finance Committee
- Attachments:* [WMILW.IT_AGMT.pdf](#)
11. [2013-0671](#) Communication from City Administrative Officer regarding request to fill the vacant position of Maintenance Repairer in the Department of Public Works, Sanitation and Street Division.
- Attachments:* [VACPOSREQ.MaintRpr_SSDiv_120413.pdf](#)
12. [2013-0672](#) Communication from City Administrative Officer regarding request to fill the vacant position of Clerk I in the Department of Public Works, Administrative Office.
- Attachments:* [VACPOSREQ.Clk1_PWAdmin_120413.pdf](#)
13. [2013-0677](#) Communication from City Administrative Officer regarding request to fill the upcoming vacant position of Electrical Inspector II in the Department of Building Inspection and Neighborhood Services.
- Attachments:* [VACPOSREQ.ElecInsp2_120413.pdf](#)
14. [2013-0269](#) West Allis Professional Police Association communication regarding opening of contract negotiations.
- Attachments:* [WA_Prof_Police_Association_communication.pdf](#)
15. [2013-0491](#) Communication from City Administrative Officer requesting permission to fill new employee position of Innovation Officer/Energy Sustainability Coordinator.
- Attachments:* [MCC.IO_ES_Coord_position.080613.pdf](#)
[MCC.IO_ES_Coord_position.080613_Attachments.pdf](#)

Passed The Block Vote

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

PUBLIC WORKS COMMITTEE

17. [R-2013-0265](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of 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

18. [R-2013-0266](#) Final Resolution authorizing public improvement 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 in 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 and levying special assessments against benefited properties.

Sponsors: Public Works Committee

Passed The Block Vote

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

19. [2013-0679](#) Special Use Permit for proposed additional antennas on the existing US Cellular telecommunications tower located at 1865 S. 66 St.

Held in Safety & Development Committee during recess.

21. [R-2013-0272](#) Resolution relative to determination of Special Use Permit for Moto Union, a proposed indoor motorcycle sales showroom, to be located at 11422 W. Greenfield Ave.

Sponsors: Safety & Development Committee

Held in Safety & Development Committee during recess.

22. [2013-0654](#) Special Use Permit for Moto Union, a proposed indoor motorcycle sales showroom, to be located at 11422 W. Greenfield Ave.

Attachments: [Com-Courtyard Apts..pdf](#)

[Com-Wallner.pdf](#)

Held in Safety & Development Committee during recess.

23. [R-2013-0271](#) Resolution relative to determination of Special Use Permit for the West Allis West Milwaukee School District to establish an educational institution and school within the former Heritage Christian School located at 1300 S. 109 St.

Sponsors: Safety & Development Committee

Held in Safety & Development Committee during recess.

24. [2013-0655](#) Special Use Permit for the West Allis West Milwaukee School District to establish an educational institution and school within the former Heritage Christian School located at 1300 S. 109 St.

Held in Safety & Development Committee during recess.

20. [2013-0678](#) Communication from the Director of Building Inspections & Neighborhood Services regarding a request for shelter roof to Mobile Home 10315 W. Greenfield Ave., #15.

Attachments: [COM. Director of BINS Mobile Home 12-3-13.pdf](#)

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

LICENSE & HEALTH COMMITTEE

26. [O-2013-0056](#) Ordinance to Repeal and Recreate Section 7.04 of the West Allis Revised Municipal Code Relating to Food Establishments

Sponsors: Ald. Roadt

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

27. [2013-0670](#) Operator's License (bartender/sales clerk) applications.

2013-2014 License application nos. 339-343 granted.

2013-2015 License application no. 380 granted.

28. [2013-0643](#) Police Department Report involving Whammy Bar, 6139 W. Beloit Rd., (2013-2014 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Kelly A. Schey, Agent, Incident Date: October 5, 2013).

29. [2013-0644](#) Police Department Report involving Remedy Bar, 1309 S. 60 St. (2013-2014 Class B Tavern License no. 1733 of Lele's Whiskey Corner, LLC, Erwin C. Magritz, Agent, Incident Date: October 27, 2013).

30. [2013-0645](#) Police Department Report involving Flappers, 7527 W. Becher St. (2013-2014 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: October 27, 2013).

31. [2013-0646](#) Police Department Reports involving Brooklyn's, 9440 W. National Ave., (2013-2014 Class B Tavern License no. 1301, Dance Hall License no. 1303 and Tavern Entertainment-Special License no. 1302 of Cugino's Entertainment, LLC, Dominic Lalicata, Agent, two (2) Incidents on this date: October 21, 2013).
32. [2013-0669](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-376 for Ann C. Knepper.
33. [2013-0623](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-335 for Sandra L. Strucel-Dzioba.
Denied based on the police report.
34. [2013-0618](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-319 for Jessica L. Shaffer.
Denied based on two (2) nonappearances.
35. [2013-0667](#) 2013-2014 Class B Tavern License application no. 2014 of Steffek, LLC, Neal A. Steffek, Agent, d/b/a Mugshotz, premises located at 1902 S. 68 St. (new-existing location).
Held at the License & Health Committee special meeting December 3, 2013.
36. [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).
Attachments: [F&R-Scardina's 9-17-13.pdf](#)
Held at the License & Health Committee special meeting December 3, 2013.
37. [2013-0445](#) 2013-2014 Class B Tavern License renewal application no. 742 of Crawdaddy's Restaurant, Inc., Jonathan M. Klug, Agent, d/b/a Crawdaddy's Restaurant located at 6414 W. Greenfield Ave.
Held at the License & Health Committee special meeting December 3, 2013.
38. [2013-0652](#) Summons and Complaint in the matter of the complaint against PM Pub & Grub, Inc., Dorene J. Monty, Agent, for the premises located at 6533 W. Mitchell St., d/b/a PM Pub & Grub (2013-2014 Class B Tavern License renewal application no. 1447, Dance Hall License renewal application no. 1449, amusement devices renewal, phonograph license renewal and Food-Related renewal Permit).
Attachments: [Summons PM Pub & Grub 11-19-13.pdf](#)
[Complaint PM Pub & Grib 11-19-13.pdf](#)
Held at the License & Health Committee special meeting December 3, 2013.

Passed The Block Vote

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

ADVISORY COMMITTEE

39. [2013-0673](#) Reappointment by Mayor Devine of Mr. Terry Dobrowski as a member of the Historical Commission of the City of West Allis, his five-year term to expire December 31, 2018.
40. [2013-0674](#) Appointment by Mayor Devine of Diana Kuehl as a member of the West Allis Property Maintenance Code Appeals Board, her two-year term to expire September 1, 2015.
41. [2013-0675](#) Appointment by Mayor Devine of Walter Sturgeon as a member of the West Allis Property Maintenance Code Appeals Board, his two-year term to expire September 1, 2015.
42. [2013-0676](#) Appointments by Mayor Devine of Youth Members to the West Allis Youth Commission (Kornuth and Nardi).
43. [R-2013-0259](#) Resolution Relative to Ordering a Special Election for Aldermanic District 5.

Sponsors: Advisory Committee

Attachments: [R-2013-0259.pdf](#)

Passed The Block Vote

Aye: 8 - Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Ald. Vitale, and Ald. Weigel

No: 0

for suspension of the rules.

Paul Ziehler, City Administrative Officer, Clerk/Treasurer, announced his retirement for late April or early May, and addressed restructuring, reorganization, and recruitment. He commented on working for the City for a third of a century with its challenges and rewards, and offered his appreciation.

N. ADJOURNMENT

to adjourn at 9:31 p.m., with the next regularly scheduled meeting to be held on December 17, 2013, 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.