



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,
Vincent Vitale, and Martin J. Weigel*

Tuesday, February 4, 2014

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2014-0014](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the 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. by removal and reconstruction of the concrete alley pavement, storm sewer relay, utility adjustments and storm underdrain.

Sponsors: Public Works Committee

2. [R-2014-0016](#) Resolution relative to determination of Special Use Permit for proposed extension of hours for Toppers Pizza, located at 1676 S. 108 St.

Sponsors: Safety & Development Committee

3. [R-2014-0017](#) Resolution relative to determination of Special Use Permit for Cozy Corner Resale and Consignment, a proposed second-hand article retail store, to be located at 9100 W. National Ave.

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 January 21, 2014.

J. ITEMS NOT REFERRED TO COMMITTEE

- 4. [2014-0051](#) Report of the Municipal Judge for the month of December 2013, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$126, 018.97.
- 5. [2014-0075](#) Summons and Complaint in the matter of PyraMax Bank FSB vs Barbara H. Porter, et al, regarding foreclosure of mortgage, Case No. 14CV000595.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

- 6. [O-2014-0009](#) An Ordinance to amend Salary Ordinance No. O-2013-0007 establishing the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional and Supervisory Service (PC Network Specialist - P.D.).
Sponsors: Administration & Finance Committee
- 7. [O-2014-0010](#) An Ordinance to amend Salary Ordinance No. O-2013-0010 establishing the salaries of certain Administrative & Clerical Employees (Records Management System Specialist).
Sponsors: Administration & Finance Committee
- 8. [R-2014-0019](#) Resolution to approve a Commercial Facade Improvement Project Contract by and between the City of West Allis and Steven W. Dunn, on behalf of Steven W. and Sharon L. Dunn Living Trust, for property occupied by Dunn's Sporting Goods located at 6034 W. National Ave. in an amount of up to \$2,687.
Sponsors: Administration & Finance Committee

City Attorney Claim Report

9. [2012-0106](#) Summons and Complaint in the matter of Wells Fargo Home Mortgage vs Natalie A. Biedenbender, et al, Case No. 12CV002518.
City Attorney recommended to be placed on file.
10. [2012-0296](#) Lagmann, Inc., Notice of Circumstances Giving Rise to Claim and Claim on behalf of Eileen Jezo.
City Attorney recommended to be placed on file.
11. [2013-0076](#) Summons and Complaint in the matter of Wells Fargo Bank, N.A., vs Dorothy J. Delmar, et al, regarding foreclosure of mortgage, Case No. 13CV000636.
City Attorney recommended to be placed on file.
12. [2013-0369](#) Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A., vs Louis D. Kern, Sr., et al, regarding foreclosure of mortgage, Case No.13-CV-002999.
City Attorney recommended to be placed on file.
13. [2013-0525](#) Summons and Complaint in the matter of Trust of Eileen Jezo, Jenny Jezo vs City of West Allis, et al, Case No. 13CV004940.
City Attorney recommended to be placed on file.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

14. [R-2014-0013](#) Resolution accepting work of Butters-Fetting Co., Inc. to replace the condensing unit at the Health Department located at 7120 West National Avenue and the air conditioning unit at the Senior Center located at 7001 West National Avenue in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2013 Project No. 7.
Sponsors: Public Works Committee
15. [R-2014-0018](#) Resolution to approve bid of Blaze Landscape Contracting, Inc., for the demolition of the residential structures located at 11300 West Cleveland Avenue in the City of West Allis, in the amount of \$8,500.00.
Sponsors: Public Works Committee
16. [R-2014-0021](#) Resolution relative to accepting the proposal of Neenah Foundry Co. for furnishing and delivering cast iron manhole frames and covers for a total sum of \$204,012.00.
Sponsors: Public Works Committee

17. [R-2014-0022](#) Resolution authorizing the Director of Public Works/City Engineer to initiate a Rain Barrel Program, with funding from the Stormwater Management Funds in the amount of \$5,000, for providing rain barrels to participating West Allis property owners.

Sponsors: Public Works Committee

Public Hearing Items (Public Works Committee)

18. [R-2014-0014](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the 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. by removal and reconstruction of the concrete alley pavement, storm sewer relay, utility adjustments and storm underdrain.

Sponsors: Public Works Committee

19. [R-2014-0015](#) Final Resolution authorizing public improvement by removal and reconstruction of the concrete alley pavement, storm sewer relay, utility adjustments and storm underdrain in North/South and East/West alley between S. 87 St. - S. 88 St.; W. National Ave. and W. Becher St. and levying special assessments against benefited properties.

Sponsors: Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

20. [O-2014-0002](#) An Ordinance to Delete Subsections 13.21(25), 13.121(24), and 13.28(13) of the West Allis Revised Municipal Code Relating to Penalties for Violation.

Sponsors: Safety & Development Committee

21. [O-2014-0003](#) An Ordinance to Amend Section 17.10 of the West Allis Revised Municipal Code Relating to Citation Authority.

Sponsors: Safety & Development Committee

22. [O-2014-0004](#) An Ordinance to Amend Subsection 13.26(2) of the West Allis Revised Municipal Code Relating to Penalties for Violation of Chapter 13 of the Revised Municipal Code.

Sponsors: Safety & Development Committee

23. [O-2014-0005](#) An Ordinance to Amend Subsection 2.19(8)(b) of the West Allis Revised Municipal Code Relating to Creating Bond Amounts for Violations of the Zoning Code.
Sponsors: Safety & Development Committee
24. [O-2014-0006](#) An Ordinance to Repeal & Recreate Section 7.16 of the West Allis Revised Municipal Code Relating to Penalties for Violation of Chapter 7.
Sponsors: Safety & Development Committee
25. [R-2014-0020](#) Resolution relative to approving a lease agreement between Owen W. Klatt and Angie Glocka and the City of West Allis to continue operation of a peony farm on city-owned land located at 119** W. Oklahoma Ave.
Sponsors: Safety & Development Committee
26. [R-2014-0023](#) Resolution to rescind Resolution R-2013-0280 and to approve the Certified Survey Map to consolidate property located at 11111 W. Lapham St. and 111** W. Mitchell St. to one lot of record for ABC Supply, an existing business, submitted by James Jendusa, d/b/a Jendusa Design and Engineering (Tax Key No. 448-9979-010 and 448-9979-011).
Sponsors: Safety & Development Committee
27. [2014-0069](#) Communication from Ralf Kelm requesting a 60-day extension of time on filing the Certified Survey Map to consolidate three lots of record located at 1501, 1445 and 14** S. 113 St. into one parcel, approved on December 17, 2013 (Tax Key Nos. 448-9990-000, 448-9989-005 and 448-9989-007).
28. [2014-0070](#) Communication from the Department of Building Inspections and Neighborhood Services relative to non-compliance with adopted special use conditions for Elite Environmental/CWT of Wisconsin located at 356-360 S. Curtis Road.
29. [2014-0068](#) Special Use Permit for proposed multi-family residential development to be located at 66** W. National Ave.

Previous Matters for Consideration

30. [2013-0609](#) Special Use Permit for King Spa, a proposed massage and wellness center to be located at 3036 S. 92 St.
31. [2013-0628](#) Special Use Permit for Fast Forward Fitness, a proposed athletic/personal training facility, to be located at 7326-28 W. Greenfield Ave.

Public Hearing Items (Safety & Development Committee)

32. [R-2014-0016](#) Resolution relative to determination of Special Use Permit for proposed extension of hours for Toppers Pizza, located at 1676 S. 108 St.
Sponsors: Safety & Development Committee
33. [2014-0019](#) Special Use Permit for proposed extension of hours for Toppers Pizza, an existing restaurant located at 1676 S. 108 St.
34. [R-2014-0017](#) Resolution relative to determination of Special Use Permit for Cozy Corner Resale and Consignment, a proposed second-hand article retail store, to be located at 9100 W. National Ave.
Sponsors: Safety & Development Committee
35. [2014-0021](#) Special Use Permit for Cozy Corner Resale and Consignment, a proposed secondhand retail store to be located at 9100 W. National Ave.

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

36. [O-2014-0007](#) An Ordinance to Amend Subsections 9.30(1)(a), (2), (3)(c), (7)(a)-(j), (17), (19), (26)(a), (26)(b)6 and 10, (27) and (28)(a) of the West Allis Revised Municipal Code Relating to Tattoo and Body Piercing Establishments.
Sponsors: License & Health Committee
37. [O-2014-0008](#) Ordinance to Repeal and Recreate Section 7.154 of the West Allis Revised Municipal Code Relating to Public Physical Conditioning Establishments.
Sponsors: License & Health Committee
38. [2014-0067](#) 2013-2014 Used Vehicle Dealer License application(s).
39. [2014-0057](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-356 for Jacob T. Peterson.
40. [2014-0058](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-360 for Angelica M. Rodriguez.
41. [2014-0063](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-362 for Roxanne Wagner.

42. [2014-0064](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-361 for Carrie L. Starich.
43. [2014-0065](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-358 for Ariel D. Pfeifer.
44. [2014-0060](#) Operator's License (bartender/sales clerk) applications.
45. [2014-0066](#) 2013-2014 Adult-Oriented Establishment Operator Permit application no. 2025 of Andrea J. Buhler.
46. [2014-0059](#) 2013-2014 Special Instrumental Music Permit appl. no. 8 of 3M Management, LLC, Melissa M. Martin, Agent, d/b/a M&M's Sports Bar, 1900 S. 60 St. (2013-2014 Class B Tavern License no. 1931) for an event on February 22, 2014 (Third event application).
47. [2014-0056](#) 2013-2014 Class B Tavern License application no. 2021 of 5 WILS, LLC, Jason M. Wilson, Agent, d/b/a Magoo's Sports Pub, premises located at 8911 W. National Ave. (new-existing location).
48. [2014-0054](#) 2013-2014 Class B Beer License application no. 2022 of Capri Restaurant Group, LLC, Christopher A. Paul, Agent, d/b/a Capri di Nuovo, for premises located at 8340 W. Beloit Rd. (new-existing location).
49. [2014-0055](#) 2013-2014 Class C Wine License application no. 2023 of Capri Restaurant Group, LLC, Christopher A. Paul, Agent, d/b/a Capri di Nuovo, for premises located at 8340 W. Beloit Rd. (new-nonexisting location).
50. [2014-0052](#) 2013-2014 Class B Beer License application no. 2019 of Fusion Cafe 100, LLC, Xiu Ying Liu, Agent, d/b/a Fusion Cafe, for premises located at 1427 S. 108 St. (new-nonexisting location).
51. [2014-0053](#) 2013-2014 Class C Wine License application no. 2020 of Fusion Cafe 100, LLC, Xiu Ying Liu, Agent, d/b/a Fusion Cafe, for premises located at 1427 S. 108 St. (new-nonexisting location).

ADVISORY COMMITTEE

New Matters for Introduction

52. [2014-0072](#) Notification by Mayor Devine of an appointment to the Downtown West Allis Business Improvement District of Jennifer Larson, her term to expire October 10, 2016.

53. [2014-0073](#) Reappointments by Mayor Devine to the West Allis Fair Housing Board of Rick Bassler, Richard Narlock, and Sandra Piotrowski, their three-year terms to expire February 1, 2017.
54. [2014-0074](#) Reappointment by Mayor Devine of Joseph Kempen as a member of the West Allis Suggestion Award Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, his two-year term to expire January 1, 2016.

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.