



City of West Allis

Meeting Agenda

Common Council

Mayor Jeannette Bell, Chair

Aldersperson James W. Sengstock, Council President

Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Linda A. Dobrowski,

Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke,

Vincent Vitale, and Martin J. Weigel

Tuesday, November 6, 2007

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [2007-0628](#) 2008 City of West Allis Mayor's Recommended Budget.

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. MISCELLANEOUS BUSINESS

Mayor's Report

Alderspersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of October 16, 2007.

J. ITEMS NOT REFERRED TO COMMITTEE

2. [2007-0666](#) Badger Mutual Insurance Company communication submitted on behalf of Jeffrey Mischock regarding property damage allegedly sustained at 2125-27 S. 97th St. on July 31, 2007.
3. [2007-0692](#) Jeff Mischock communication regarding property damage allegedly sustained at 2125-27 S. 97th St. in July 2007.
4. [2007-0682](#) Domingo D. Castro communication regarding vehicle damage allegedly sustained on July 7, 2007.
5. [2007-0685](#) State Farm communication submitted on behalf of Jeff Dawson, regarding vehicle damage allegedly sustained at W. Oklahoma Ave. and S. Wollmer Rd. on August 20, 2007.
6. [2007-0686](#) Notice of Circumstances of Claim and Claim submitted by Murn & Martin, S.C. on behalf of Christopher L. and Linda A. Alessi regarding the property located at 6109-25 and 61** W. Burnham St.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Regular Meeting Held on October 23, 2007.

7. [2007-0623](#) 2007-2009 Tavern Operator License application no. 9-394 of John L. Deering.
Unanimously recommended to approve.
8. [2007-0625](#) 2007-2009 Tavern Operator License application no. 9-391 of Alison W. Dulka.
Unanimously recommended to approve.
9. [2007-0608](#) Police Department Report regarding August 18, 2007 Tobacco Compliance Check involving eight (8) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2007-2008 Cigarette License renewal application no. 1066 of Salina, Inc., Jennifer E.M. Pagel, Agent, d/b/a Sunrise BP at 10731 W. Oklahoma Ave.)
Unanimously recommended to be placed on file.
10. [2007-0609](#) Police Department Report regarding August 18, 2007 Tobacco Compliance Check involving eight (8) West Allis businesses, resulting with three (3) selling tobacco to an

underage person without requesting identification (2007-2008 Class B Tavern License application no. 1210 and 2007-2008 Cigarette License application no. 1211 of Havana Lounge, LLC, Brian J. Blocher, Agent, d/b/a Havana Lounge & Cigar at 9505 W. Greenfield Ave.)

Unanimously recommended to be placed on file.

11. [2007-0606](#) Police Department Report involving Magoo's Sports Pub & Grill, 8911 W. National Ave.(2007-2008 Class B Tavern License no. 637, Dance Hall License no. 640, Instrumental Music License no. 644 and Cigarette License no. 639 of Magoo's of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: August 5, 2007).

Unanimously recommended to be placed on file.

12. [2007-0607](#) Police Department Report involving Mario's, 1900 S. 60 St. (2007-2008 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: August 27, 2007.)

Unanimously recommended to be placed on file.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE AND PUBLIC WORKS COMMITTEES

13. [R-2007-0268](#) Resolution relative to accepting the proposal of Neely Coble Company for furnishing and delivering one (1) used 2003 Freightliner Chassis for a total net sum of \$35,000.00.

Sponsors: Administration & Finance Committee and Public Works Committee

Attachments: [969 Sole Source Letter.pdf](#)

ADMINISTRATION & FINANCE COMMITTEE

14. [O-2007-0042](#) An Ordinance to amend Ordinance No. O-2006-0044 establishing the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional, and Supervisory Service of the City of West Allis for the years 2006-2007 (Manager of Finance/Comptroller).
- Sponsors:* Administration & Finance Committee
15. [O-2007-0043](#) An Ordinance to Amend Subsection 2.28(3)(c) and to Create Subsections 2.28(4) and (5) of the Revised Municipal Code Relating to Enforcement of Library Board Rules and Regulations.
- Sponsors:* Kopplin
16. [R-2007-0276](#) RESOLUTION AMENDING AN INVESTMENT POLICY AND DESIGNATING PUBLIC DEPOSITORIES.
- Sponsors:* Administration & Finance Committee
17. [2007-0683](#) Communication from Assistant City Attorney regarding the Paid in Full and Write-off of Outstanding Public Works and Delinquent Personal Property Tax Accounts for reasons of being non-collectible, past the statute of limitations, no longer in business or located in the City, etc.
18. [2007-0695](#) Communication from the Wellness Committee detailing employee wellness activity report and 2008 wellness program plan.
19. [2007-0697](#) Communication from City Administrative Officer transmitting Traffic Violation & Accident Reports for the period July 1, 2007 through September 30, 2007.

City Attorney Claim Report

20. [2003-0752](#) Habush, Habush & Rottier communication on behalf of their client, Nicole Kaltenbach, regarding injuries and damages allegedly sustained on November 20, 2003.
Introduced December 16, 2003.
21. [2006-0274](#) Habush, Habush & Rottier, S.C. communication on behalf of Nicole L. Kaltenbach, regarding injuries and damages allegedly sustained on November 20, 2003.
Introduced May 16, 2006.
22. [2006-0594](#) Habush, Habush & Rottier, S.C., Amended Summons and Amended Complaint in the matter of Nicole L. Kaltenbach vs. City of West Allis, et al., Case No. 06 CV 008876.

23. [2007-0614](#) James T. Statza communication regarding vehicle damage allegedly sustained at S. 76 St. and W. Oklahoma Ave. on September 11, 2007.
24. [2007-0620](#) Kevin Bahrs communication regarding vehicle damage allegedly sustained at Hwy 100 and W. Theo Trecker Way on August 18, 2007.

Public Hearing Items (Administration & Finance Committee)

25. [2007-0628](#) 2008 City of West Allis Mayor's Recommended Budget.
26. [O-2007-0044](#) Ordinance appropriating the necessary funds for the operation and administration of the City of West Allis for calendar year 2008.

Sponsors: Administration & Finance Committee

Attachments: [ADMO.AppropOrd.Atchmt1.doc](#)
[ADMO.AppropOrd.Atchmt2.doc](#)
[ADMO.AppropOrd.Atchmt3.doc](#)
[ADMO.AppropOrd.Atchmt4.doc](#)

PUBLIC WORKS COMMITTEE

27. [R-2007-0247](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Manitoba St. from S. 96 St. to S. 99 St. and portions of intersecting streets by minor asphalt resurfacing of the pavement, miscellaneous driveway repair, storm sewer, water main relay and utility adjustments.

Sponsors: Public Works Committee

28. [R-2007-0248](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Rosedale Ave. from S. 96 St. to 110 feet east of S. 96 St. by minor asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

29. [R-2007-0249](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Orchard St. from S. 70 St. to S. 72 St. by minor asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

30. [R-2007-0251](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Verona Ct. from W. Holt Ave. to 160 feet west of S. 122 St. by concrete reconstruction of the pavement, new driveway approaches, storm sewer, building services and utility adjustments.

Sponsors: Public Works Committee

31. [R-2007-0252](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. Villa Circle from W. Euclid Ave. to 235

feet south of W. Euclid Ave. by concrete reconstruction of pavement, new driveway approaches, storm sewer, building services and utility adjustments.

Sponsors: Public Works Committee

32. [R-2007-0253](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Rust Ct. from S. 119 St. to 155 feet east of S. 119 St. by concrete reconstruction of pavement, new driveway approaches, storm sewer, sanitary sewer relay, building services and utility adjustments.

Sponsors: Public Works Committee

33. [R-2007-0254](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Burdick Ave. from S. 121 St. to S. 119 St. by concrete reconstruction of pavement, new driveway approaches, storm sewer, building services and utility adjustments.

Sponsors: Public Works Committee

34. [R-2007-0255](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. McGeoch Ave. from W. Becher Pl. to W. Beloit Rd. and portions of intersecting streets by concrete reconstruction of the pavement, new driveway approaches, storm sewer relay, sanitary sewer, sanitary sewer relay, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

35. [R-2007-0256](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of various streets in the City of West Allis by interim asphalt resurfacing of the pavement and utility adjustments.

Sponsors: Public Works Committee

36. [R-2007-0257](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Mobile St. (north side) from S. 54 St. to S. 56 St. and portions of intersecting streets by minor asphalt resurfacing of the pavement, miscellaneous driveway repair, storm sewer and utility adjustments.

Sponsors: Public Works Committee

37. [R-2007-0258](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 55 St. from 175 feet north of W. Mobile St. to W. Mobile St. by minor asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

38. [R-2007-0259](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Hayes Pl. from S. 96 St. to W. Arthur Ave. by minor asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

39. [R-2007-0260](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Harrison Ave. from S. 96 St. to S. 99 St.

by minor asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

40. [R-2007-0261](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Harrison Ave. from S. 94 St. to 152 feet west of S. 94 St. by minor asphalt resurfacing of the pavement and miscellaneous driveway repair.

Sponsors: Public Works Committee

41. [R-2007-0262](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Theodore Trecker Way from S. 108 St. to S. 116 St. and portions of intersecting streets by major asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

42. [R-2007-0263](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 116 St. from 90 feet north of W. Theodore Trecker Way to W. Greenfield Ave. and portions of intersecting streets by major asphalt resurfacing of the pavement, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works Committee

43. [R-2007-0271](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of various alleys in the City of West Allis by removal and reconstruction of the concrete alley pavement, storm sewer, building services, utility adjustments and storm underdrain.

Sponsors: Public Works Committee

44. [R-2007-0273](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of two alleys located in the City of West Allis by asphalt resurfacing of the alley pavement and utility adjustments.

Sponsors: Public Works Committee

45. [R-2007-0274](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 108 St. to S. 124 St., W. Fairview Ave. to Union Pacific Railroad by miscellaneous sidewalk repair.
- Sponsors:* Public Works Committee
46. [R-2007-0264](#) Resolution authorizing the Director of Public Works to apply for a Wisconsin Urban Forestry Grant.
- Sponsors:* Public Works Committee
47. [R-2007-0265](#) Resolution Granting a Privilege for Encroachment (Major) to New Owner Cugino's Entertainment LLC (d/b/a Heartbreakers) for property located at 9440-42 West National Avenue.
- Sponsors:* Public Works Committee
48. [R-2007-0266](#) Resolution to accept the transfer of ownership, by Quit Claim Deed, of a Community Development Authority of the City of West Allis property located at 1351 South 64th Street to the City of West Allis-Parking Utility.
- Sponsors:* Public Works Committee
49. [R-2007-0278](#) Resolution Authorizing and Directing the City Engineer to Pay For Sanitary Sewer Lateral Repairs at 10412 W. Rogers Street in the Amount of \$14,620.83.
- Sponsors:* Public Works Committee
50. [R-2007-0270](#) Resolution Authorizing and Directing the City Engineer to Require Union Pacific Railroad Company to Remove Two (2) Existing Track Segments in West Electric Avenue.
- Sponsors:* Public Works Committee
51. [R-2007-0272](#) Resolution Approving an Extension of the Ground Lease Agreement by and between the City of West Allis and the United States Postal Service for Parking in the off-street Municipal Parking Lot.
- Sponsors:* Public Works Committee
52. [2007-0667](#) Communication from West Allis Charities requesting to close S. 75 Street from W. Greenfield Avenue to the alley south of W. Greenfield Avenue from 7:00 a.m. to 5:00 p.m. for the annual Downtown Stroll on December 1, 2007.
53. [2007-0676](#) Communication from Davies Water/Div Ferguson Waterworks regarding a claim against Advanced Enterprises, Inc., for Pipe & Miscellaneous Material furnished from 8/6/07 to 9/17/07 for project 2007 # 12 83rd & W Arthur.

SAFETY & DEVELOPMENT COMMITTEE

54. [O-2007-0021](#) An Ordinance to Create Subsection 10.12(9) of the West Allis Revised Municipal Code Relating to No Parking On The Grass.
- Sponsors:* Safety & Development Committee
55. [R-2007-0277](#) Resolution approving a Certified Survey Map to combine the Crescent Electric property located at 11303 W. TheoTrecker Way with a portion of property located at 8** S.

112 St., submitted by John Schultz, Jansen Construction Group, Inc. (Tax Key Nos. 445-0761-001 and 445-9994-002)

Sponsors: Safety & Development Committee

56. [2007-0696](#) Certified Survey Map to combine the Crescent Electric property located at 11303 W. TheoTrecker Way with a portion of property located at 8** S. 112 St., submitted by John Schultz, Jansen Construction Group, Inc. (Tax Key Nos. 445-0761-001 and 445-9994-002)
57. [2007-0684](#) Request by We Energies on behalf of Crescent Electric to rezone property located at 113** W. Theodore Trecker Way from RA-3 Residence District to M-1 Manufacturing District for a building and parking lot addition to Crescent Electric Supply Company, an existing business located at 11303 W. Theodore Trecker Way. (Tax Key No. 445-0761-001 and 445-9994-002)
58. [2007-0665](#) Special Use Permit relative to a request for an extension of time for ez Money Payday Loans to be located within a portion of the existing commercial building located at 11000-10 W. National Ave. (Tax Key No. 520-0131-001).
59. [2007-0680](#) Special Use Permit for a mixed use building with a first floor salon to be located at 1721 S. 81 St. (Tax Key 452-0338-000)
60. [2007-0677](#) Police Chief communication regarding City of West Allis crime statistics and major crime report for the month of September 2007.

LICENSE & HEALTH COMMITTEE

61. [2007-0691](#) 2007-2008 Amusement Distributor's License application no. 1342 of Casey Knapp.
62. [2007-0661](#) 2007-2008 Combination Class A Liquor License application no. 1343 of Gemini Seven, Inc., Sukhvinder Singh Sahni, Agent, d/b/a Super Bottle & Tobacco for premises located at 1357 S. 76 St. (new-existing)

63. [2007-0663](#) Time Warner Cable communication regarding the addition of Fox Business Network channel 164 effective October 15, 2007.
64. [2007-0664](#) Time Warner Cable communication regarding FCC rate forms in support of rate adjustments scheduled to go into effect December 1, 2007.
65. [2007-0689](#) 2007-2009 Tavern Operator License application no. 9-413 of Christine M. Cavil.
66. [2007-0690](#) 2007-2009 Tavern Operator License application no. 9-414 of Leah H. Jones.
67. [2007-0688](#) 2007-2008 and 2007-2009 Tavern Operator License applications.
68. [2007-0687](#) 2007-2008 Adult-Oriented Establishment Operator Permit application no. 1349 of Andrew E. Hale.
69. [2007-0662](#) 2007-2008 Class B Tavern License Transfer Application from Person to Person and Original Class B Tavern License application no. 1345 of Carmen D. Lewis Yun, d/b/a Las Palmas for premises located at 1901 S. 60 St. (new-existing location).
70. [2007-0681](#) 2007-2008 Special Class B Beer and Wine License application(s).
71. [2007-0668](#) Police Department report regarding tavern violations/calls for service for the month of September 2007.
72. [2007-0669](#) Police Department Report involving Junebugs (formerly Rider's Inn), 6231 W. Mitchell St. (2007-2008 Class B Tavern License no. 1264, Dance Hall License no. 1266 and Cigarette License no. 1265 of Junebugs, LLC, June M. Mondry, Agent, Incident Date: September 25, 2007).
73. [2007-0670](#) Police Department Report involving Mario's, 1900 S. 60 St. (2007-2008 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: September 9, 2007).
74. [2007-0671](#) Police Department Report involving Mario's, 1900 S. 60 St. (2007-2008 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: September 29, 2007.)
75. [2007-0673](#) .x
76. [2007-0675](#) Police Department Report involving Pfanny's, 5819 W. National Ave. (2007-2008 Class B Tavern License no. 1212 and Cigarette License no. 1213 of Pfanny's, LLC, Ekaterina Kononov, Agent, Incident Date: September 21, 2007).
77. [2007-0672](#) Police Department Report involving Smokin' Joes, 6139 W. Beloit Rd. (2007-2008 Class B Tavern License no. 992, Dance Hall License no. 995, Instrumental Music License no. 994 and Cigarette License no. 993, Joseph A. Jeffords, Incident Date: September 14, 2007.)
78. [2007-0674](#) Police Department Report involving Shepherd's Hideaway, 8924 W. Schlinger Ave.

(2007-2008 Class B Tavern License no. 806, Dance Hall License no. 808, Instrumental Music License no. 809 and Cigarette License no. 807 of Shepherd's Sports Lounge, Inc., Christina M. Knueppel, Agent, Incident Date: September 16, 2007).

ADVISORY COMMITTEE

79. [2007-0679](#) City Attorney's Communication Requesting Approval for Destruction of Public Records in the City Attorney's Office.
80. [2007-0678](#) Legislative Committee minutes for October 23, 2007.

Attachments: [102307 LEGCMTE MIN.doc](#)

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.

NOTICE OF POSSIBLE QUOROM

It is possible that members of, and possibly a quorum of, members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information. No action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.

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.