



City of West Allis

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Alderson Thomas G. Lajsic, Council President

*Aldersons: Gary T. Barczak, Michael J. Czaplowski, Kevin Haass, Michael P. May, Rosalie L. Reinke,
Daniel J. Roadt, Tracy Stefanski, Vincent Vitale, and Martin J. Weigel*

Tuesday, August 6, 2019

7:00 PM

City Hall Common Council Chambers
7525 W. Greenfield Avenue

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [O-2019-0026](#) Ordinance to amend Sections 12.19 Off-Street Parking, Loading and Other Site Improvement Regulations, 12.30 RE-1 Residential Estate District, 12.31 RA-1 Residence District, 12.36 RB-2 Residence District, 12.37 RC-1 Residence District, 12.40 C-1 Central Business District, and 12.41 C-2 Neighborhood Commercial District of the Revised Municipal Code relative to short term rental uses and updating definitions within Section 12.06.
2. [R-2019-0485](#) Resolution relative to determination of Application for a Special Use Permit for a proposed daycare, to be located at 7601 W. Becher St.
3. [R-2019-0575](#) Resolution relative to determination of Application for a Special Use Permit for Anytime Fitness, a proposed health club, to be located at 2227, 2229, and 2235 S 108 St.

E. CITIZEN PARTICIPATION

The Common Council may receive information from members of the public during this 30-minute period. Each speaker must announce to the council his or her name and address, sign in at the podium, and limit comments to one statement of no more than 5 minutes. The council cannot take action on topics raised by speakers and will not discuss topics with speakers.

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 G12 (Art Gallery)
Advisory, Public Works, Safety & Development

Room 128
License & Health, Administration & Finance

The general public may contact the Committee Chair relative to an agenda item of interest that could be discussed or acted on during the recess meetings simultaneously occurring in different conference rooms. Additionally, if a member has interest in multiple agenda items which are scheduled for discussion or action during the recess meetings simultaneously occurring, s/he should contact the chair of the committee to inform of such interest.

G. MAYOR'S REPORT

This item is a report from the Mayor to the public regarding recent events attended, awards and commendations, and upcoming events. No discussion or action shall take place by members of the Council unless otherwise listed below.

H. ALDERPERSON'S REPORT

This item is a report from individual Alderpersons to the public regarding recent events attended, awards and commendations, and upcoming events. No discussion or action shall take place by members of the Council unless otherwise listed below.

I. APPROVAL OF MINUTES

4. [2019-0555](#) Minutes (Draft) of the Common Council meeting of July 16, 2019.

J. ITEMS NOT REFERRED TO COMMITTEE

5. [2019-0521](#) List of individuals, businesses and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Attractive Property.
6. [2019-0522](#) List of individuals and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Best Porch.
7. [2019-0523](#) List of individuals and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Patriotic Display.
8. [2019-0524](#) List of individuals and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Holiday Tree Donation.

9. [2019-0491](#) Notice of Claim and Claim for Damages submitted on behalf of Kaitlyn Huber relative to injuries allegedly sustained near the location of 1723 S. 76 St. on October 30, 2017.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

ADMINISTRATION & FINANCE and PUBLIC WORKS COMMITTEES

New Matters for Introduction

10. [R-2019-0567](#) Resolution authorizing the Director of Public Works to sign a Proposal for Professional Services and all other related documents extending our partnership with other Milwaukee Water Works wholesale customers for the purpose of paying the City's share of fees associated with the cooperative hiring of Baxter & Woodman Consulting Engineers and any other appropriate firms/consultants to advance joint concerns and protect common interests with regard to the Waukesha Water Utilities Construction Authorization in the amount not to exceed \$15,000; as well as authorizes a budget transfer to fund this initiative.
11. [2019-0556](#) Communication from the Director of Public Works regarding the chiller at the Police Department.

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

12. [R-2019-0553](#) Resolution extending the Agreement for Professional Services with The Horton Group for furnishing Employee Health Benefit Consulting Services for the period October 1, 2019 through September 30, 2022, with an overall three year cost of \$187,500.
13. [R-2019-0554](#) Resolution relative to approving a contract with Aurora Health Care to furnish Health Risk Assessments for represented employees and their spouses for a one year period at a cost of \$54 per person.
14. [R-2019-0555](#) Resolution authorizing \$25,000 from the Community & Economic Development Investment Fund to create space and access to advocacy care and services at the Aurora West Allis Medical Center.
15. [R-2019-0570](#) Resolution authorizing the Director of Development to enter into a professional services agreement with Cloudburst Group.

16. [R-2019-0564](#) Resolution approving Rescission/Refund of Property Taxes.
17. [R-2019-0571](#) Resolution approving the terms & conditions for an Economic Development Loan to Alan Rodney Syndicate, LLC d/b/a Alphonso's the Original Pizzeria and Kings and Queens Jamaican Cuisine and/or assigns, under the Department of Housing and Urban Development Community Development Block Grant Program in an amount not to exceed \$64,000.
18. [2019-0545](#) Communication from IT Director regarding moving from Windstream to Spectrum as the City of West Allis' telephony provider.
19. [2019-0510](#) Communication from City Administrator transmitting Traffic Violation & Accident Reports for the period April 1, 2019 through June 30, 2019.

Previous Matters for Consideration

20. [O-2019-0030](#) Ordinance to amend the City of West Allis Salary Schedule due to the 2019 Adopted Budget action; and the following classification and compensation changes - amending the salary grade for the position of Plumber; removing the positions of Building and Electrical Inspector; amending the title of Commercial and Residential Inspectors; and creating the position of Assistant City Administrator/Director of Talent and Strategy.
21. [R-2019-0529](#) Resolution to approve the implementation of a two-percent (2%) pay increase for non-represented City Employees pursuant to the 2019 Adopted Budget and approving the transfer of \$50,000 from the salary account of the Fire Department and \$50,000 from the salary account of the Public Works Department to ensure funding for the Exceptional Performance Program.
22. [2019-0532](#) Reclassification of HR Director Position/Reorganization/Filling Position as Assistant City Administrator/Talent and Strategy Director
23. [2018-0693](#) Summons and Complaint in the matter of Felker Family, LP vs. City of West Allis regarding money judgment. Case No. 2018CV004472.

City Attorney recommended to be placed on file.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

24. [R-2019-0533](#) Resolution authorizing the City Engineer to amend an existing Professional Services Contract with AECOM Technical Services, Inc. to provide Construction Engineering Services for two Green Solutions parking lots at both the West Allis Library and in the Business Improvement District, for an amount not to exceed \$8,750.00.

25. [R-2019-0541](#) Resolution accepting work of Zenith Tech, Inc. for the rehabilitation of the culvert carrying W. Lincoln Avenue over the Root River and consisting of culvert endwall replacement and concrete surface repair of the existing culvert at W. Lincoln Avenue Culvert over Root River (at S. 124th Street) in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms for final payment of 2017 Project No. 17 in the amount of \$17,151.47 of the \$337,442.02 total project cost.
26. [R-2019-0542](#) Resolution accepting work of Green Bay Pipe & TV, LLC for the closed circuit TV inspection of sanitary and storm sewer at various locations in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms for final payment of 2018 Project No. 5 in the amount of \$500.00 of the \$107,997.16 total project cost.
27. [R-2019-0552](#) Resolution approving an agreement between the City of West Allis and the City of Greenfield whereby the City of West Allis will pay its share of an improvement project on South 116th Street.
28. [R-2019-0556](#) Resolution accepting work of Zignego Company, Inc. for the installation of concrete curb and gutter, concrete pavement, concrete sidewalk, driveway replacement, sanitary sewer relay, storm sewer, storm sewer relay, water main relay, building services and utility adjustments in S. 90th St. from W. Becher St. to W. Lincoln Ave. and W. Hayes Ave. from S. 84th St. to S. 88th St. in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms for final payment of 2017 Project No. 2 in the amount of \$184,913.55 of the \$2,091,716.85 total project cost.
29. [R-2019-0557](#) Resolution accepting work of Roman Electric, Inc. to furnish and install the replacements for existing lamps and/or fixtures with new DLC approved LED lighting including the removal of lamps, ballasts, and fixtures; installation of controls, conduit and wiring in some locations for automatic shut-off; and collecting and providing any documents needed from Focus on Energy as required for the City to receive anticipated incentive money for installations at four City buildings in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms for final payment of 2018 Project No. 12 in the amount of \$1,000 of the \$166,598.43 total project cost
30. [R-2019-0558](#) Resolution accepting work of TMI Coatings, Inc. for the removal, packaging, handling, transportation and disposal of lead-containing materials and lead-contaminated materials followed by the painting of exterior exposed surfaces, including surface preparation, priming and finish coats and all incidental items necessary to complete the work and consisting of a base, lump sum, bid for the work at the West Allis Farmers Market located in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms for final payment of 2019 Project No. 1 in the amount of \$5,000.00 of the \$426,400.00 total project cost.

31. [R-2019-0559](#) Resolution to approve bid of State Contractors, Inc. for the removal and reconstruction of the concrete alley pavement, sanitary sewer relay, storm sewer relay, storm underdrain, building services and utility adjustments in various alleys within the City of West Allis in the amount of \$603,608.50.
32. [R-2019-0560](#) Resolution Granting a Privilege for Encroachment (Major) to 6301 West Douglas LLC for property located at 7101-05 West Greenfield Avenue (Tax Key No. 453-0059-000).
33. [R-2019-0561](#) Resolution to approve bid of Thomas A. Mason Co., Inc. for the surface preparation, containment and collection of waste materials, and the painting of the overpass at Union Pacific Railroad Bridge Located at S. 108th Street (WIS 100) at W. Manor Park Drive in the City of West Allis in the amount of \$93,637.50.
34. [R-2019-0563](#) Resolution to approve bid of D&H Demolition, LLC, Inc. for the demolition of the former flower shop which includes, but it not limited to mobilization / demobilization, asbestos abatement and hazardous material removal, building demolition and backfilling, and topsoil/seeding in accordance with the specifications located at 9201 W. National Avenue in the City of West Allis in the amount of \$24,315.00.
35. [R-2019-0565](#) Resolution authorizing the City Engineer to amend an existing agreement with Donohue & Associates, Inc. for Engineering Consulting Services related to the Design and Construction phases of the emergency generators located at both Fire Stations #1 and #3 in an amount not to exceed \$11,890.
36. [R-2019-0569](#) Resolution relative to accepting the proposal of Compass Minerals for furnishing and delivering 4,500 tons of deicing road salt for a total sum of \$326,655.00.
37. [2019-0442](#) Communication from MMSD regarding the Milwaukee Metropolitan Sewerage District's 2018 Comprehensive Annual Financial Report and the 2018 Proceedings of the Milwaukee Metropolitan Sewerage Commission.

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

38. [O-2019-0032](#) Ordinance to amend Section 14.05 of the City of West Allis Revised Municipal Code, Chapter 14, Electrical Code, relative to applicable electrical codes as adopted by the State of Wisconsin.
39. [O-2019-0033](#) Ordinance to amend Section 16.04 and Subsections 16.75(5) and 16.84(1) of the City of West Allis Revised Municipal Code, Chapter 16, Plumbing Code, relative to applicable plumbing codes as adopted by the State of Wisconsin.
40. [R-2019-0512](#) Resolution of Recognition of the Fairview Park Neighborhood Association.

41. [R-2019-0566](#) Resolution to approve development agreement between the City of West Allis and developer Lincoln Hospitality Group, LLC regarding Lincoln West Corridor development project.
42. [2019-0547](#) Presentation on new electric scooter law and local regulatory options.
43. [2019-0557](#) Discussion related to potential ordinance amendment within Chapter 12 of the Municipal Code related to Nominal Price Retail Stores.

Previous Matters for Consideration

44. [O-2019-0018](#) Ordinance to amend Subsection 12.06 Definitions and Subsection 12.10 General Provisions of the Revised Municipal Code relative to motor vehicle and small engine repair in residential districts.
45. [O-2019-0025](#) Ordinance to amend Subsections 13.215(2), (6), (10), (16), (18), and (19) of the Downtown Signage Ordinance relative to updating definitions, types of prohibited signs and updates to the changeable copy signs section within the Downtown West Allis Signage Ordinance.
46. [R-2019-0498](#) Resolution designating proposed boundaries and approving a project plan for Tax Incremental District No. 17 (Lincoln West Corridor), City of West Allis, Wisconsin.
47. [R-2019-0376](#) Resolution relative to determination of Application for Special Use Permit to establish alcohol beverage (Class A) sales at the existing fuel station located at 10537 W. Greenfield Ave.
48. [2019-0481](#) Application for Special Use Permit to establish alcohol beverage (Class A) sales at the existing fuel station located at 10537 W. Greenfield Ave.

Public Hearing Items (Safety & Development Committee)

49. [O-2019-0026](#) Ordinance to amend Sections 12.19 Off-Street Parking, Loading and Other Site Improvement Regulations, 12.30 RE-1 Residential Estate District, 12.31 RA-1 Residence District, 12.36 RB-2 Residence District, 12.37 RC-1 Residence District, 12.40 C-1 Central Business District, and 12.41 C-2 Neighborhood Commercial District of the Revised Municipal Code relative to short term rental uses and updating definitions within Section 12.06.
50. [R-2019-0485](#) Resolution relative to determination of Application for a Special Use Permit for a proposed daycare, to be located at 7601 W. Becher St.
51. [2019-0478](#) Application for a Special Use Permit for a proposed daycare, to be located at 7601 W. Becher St.
52. [R-2019-0575](#) Resolution relative to determination of Application for a Special Use Permit for Anytime Fitness, a proposed health club, to be located at 2227, 2229, and 2235 S 108 St.

53. [2019-0477](#) Application for a Special Use Permit for Anytime Fitness, a proposed health club, to be located at 2227, 2229, and 2235 S 108 St.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

54. [2019-0541](#) 2019-2020 Combination Class B Special Event Permit application no. 10 of BS Dollar LLC, d/b/a Barcode for retirement party. to be held on Saturday, September 7, 2019 from 2:00 p.m. - 10:00 p.m. (Roped off parking lot to garage, food and tents). First application for the 2019-2020 license year.

55. [2019-0513](#) License Applications.

Secondhand Article Dealer License application 2019-2020:

- *E-5Sports, Brian C. Boyan, 7241 W. Greenfield Ave.,*

Secondhand Jewelry Dealer License application 2019-2020:

- *Mid Continental Gem Imports Inc., Marie R. Mesrobian, Agent, 1514 S. 84 St.*

Trailer and Truck Rental License application 2019-2020:

- *Menard, Inc., Chad Walden, General Manager, 2535 S. 108 St.,*

Class "B" Beer and Class "C Wine" renewal application 2019-2020:

- *Andrea's Pizza & Restaurant, Landi Feto, Agent, Andrea's Pizza & Restaurant, Inc., 7520 W. Oklahoma Ave.*

Special Class B Beer & Wine License application 2019-2020:

- *Downtown West Allis, Inc., 7231 W. Greenfield Ave.
3rd Annual Wood & Wings
September 13, 2019, May 16, 2018, 1:00 p.m. to 5:00 p.m. (1st application, beer)*

Operator's License (bartender/sales clerk) applications 2019-2021:

Anderson, III, Richard J.;

Armbruster, Raeleen K.;

Clark, Cristina M.;

Collins, James R.;

Conroy, Shannon L.;

Darby, Rachel M.;

Fleischman, Vincent R.;

Fowler, Mara E.;

Gardner, Shakala M.;

Giesegh, Scott A.;

Hall, Brian C.;

Hayes, Calvin L.;

Hayes, Erica, R.;

Hayward, Amy Y.;

Hernandez Canseco, Elizet;

Higgins, Abigail A.;

Hutchins, Chad E.;

Jacobson-Grooms, Jessey T.;

Jankowski, Michelle J.;

Jansen, Jennifer N.;
Janssen, Brian J.;
Johnson, Willaim M.;
Juarez, Beatrice D.;
Jung, Sara A.;
Kapalczynski, Ashley E.;
Kiepert, Victoria R.;
Knutson, Tyler D.;
Krueger, Jennifer L.;
Kryola, Cheryll J.;
Landin Lopez, Manuel;
Larkin, Griffin C.;
Lehmkuhl, Jennifer A.;
Loewus, Lori A.;
Loiacono, Jacqueline R.;
Love, Alexiah M.;
Ludwig, Sophia L.;
Lueders, Sarah A.;
Magnarini, Sianna L.;
Marszalkowski, Samuel R.;
McFadden, Carly A.;
Menting, Phillip R.;
Monge-Velez, Nyshka M.;
Muench, Kathy S.;
Mussa, Jennifer M.;
Mydlowski, Emily H.;
Nichols, Edward C.;
Orchel, Sherry L.;
Ortiz, Elena G.;
Ortiz, Juan M.;
Patzer, Miles B.;
Robe, III, Lawrence J.;
Robinson, Crystal;
Rodgers, Trevor J.;
Romero, Alejandro A.;
Schulties, Lucas I.;
See, Victoria A.;
Solis Aguirre, Blanca E.;
Stokes, Kathleen, I.;
Suarez-Villarreal, Celina L.;
Verish, Cheryle L.;
Vojvodich, Melissa A.;
Wiltzius, Julie A.;
Zierath, Anita J.;
Zoboroski, Frank R.;

56. [2019-0516](#) Communication from Mark S. Lutz, Inc., premises located at 6800 W. Becher St. regarding d/b/a name change from West Allis Coffee & Beer Garden to Station No. 6.
57. [2019-0548](#) 2019-2021 Operator's License (bartender/sales clerk) application of Ian T. Hamilton.
58. [2019-0549](#) 2019-2021 Operator's License (bartender/sales clerk) application of Adriana Hernandez.

59. [2019-0550](#) 2019-2021 Operator's License (bartender/sales clerk) application of Maricella M. Rodriguez.

Previous Matters for Consideration

60. [2019-0511](#) 2019-2020 Class B Beer License and Class C Wine License applications of Fortune Restaurant Corporation, Yong F. Lai, Agent, d/b/a Fortune Restaurant for the premises located at 2945 S. 108 St. (new-existing location).
61. [2019-0512](#) 2019-2020 Combination Class B License application of Lawrence J. Robe, Jr., d/b/a Capt'n Nicks for the premises located at 1503 S. 81 St. (new-existing location).
62. [2019-0324](#) 2019-2020 Combination Class A Liquor application, of Spring West, LLC, Satwinder Singh, Agent, d/b/a Pantry 41 105, for the premises located at 10537 W. Greenfield Ave. (new-nonexisting location).
63. [2019-0441](#) 2019-2020 Class B Beer License application no. 2709 of JRK Enterprises, Ricci G. Mane, Agent, d/b/a Pepi's Pizza for premises located at 1329 S. 70 St. (new-nonexisting location).
64. [2019-0435](#) 2019-2021 Operator's License (bartender/sales clerk) application no. 8462 of Jennifer L. Schroeder.
65. [2019-0514](#) Petition to exceed the alcohol license quota submitted by Donald Zietlow, for a 2019-2020 Combination Class A Liquor License for Kwik Trip, Inc., d/b/a Kwik Trip #1047, located at 10923 W. Lapham St.
66. [2019-0515](#) 2019-2020 Combination Class A Liquor application, of Kwik Trip, Inc, Ryan R. Giesen, Agent, d/b/a Kwik Trip #1047, for the premises located at 10923 W. Lapham St. (new-nonexisting location).
67. [2019-0473](#) Police Department Report involving Rockstars Saloon, 5826 W. Burnham St., of Sharon L. Butterfield, Incident Date: June 22, 2019.
68. [2019-0471](#) Police Department Report involving Dingers, 6139 W. Beloit Rd., of Victory Hospitality Group, Steven P. Miick, Agent, Incident Date: June 15, 2019 at 0211 hrs (case #19-022555)
69. [2019-0472](#) Police Department Report involving Dingers, 6139 W. Beloit Rd., of Victory Hospitality Group, Steven P. Miick, Agent, Incident Date: June 15, 2019 at 2247 hrs (case #19-022664)
70. [2019-0528](#) Summons and Complaint in the matter of the complaint against DHV Enterprises LLC., Melissa A. Schrubbe, Agent, for the premises located at 1641 S. 68 St., d/b/a Dog House (2019-2020 Combination Class B Liquor License 2589).

71. [2019-0529](#) Summons and Complaint in the matter of the complaint against ARH Enterprises LLC, Hugo Juarez, Agent, for the premises located at 1900 S. 60 St., d/b/a Las Palmas (2019-2020 Combination Class B Liquor License 1541).
72. [2019-0527](#) Summons and Complaint in the matter of the complaint against The 5 Spot LLC, Christina Lopez, Agent, for the premises located at 7535 W. Beloit Rd., d/b/a One More (2019-2020 Combination Class B Liquor License 2358).
73. [O-2019-0031](#) Ordinance to create Subsection 9.02(13)(c) of the Municipal Code of the City of West Allis pertaining to Class “A” and “Class A” retail licenses on premises where gasoline or diesel fuel is sold.

ADVISORY COMMITTEE

New Matters for Introduction

74. [R-2019-0562](#) Resolution relative to 2020 Census Partnership
75. [R-2019-0574](#) Resolution relative to the creation of the 2020 City of West Allis Complete Count Committee
76. [2019-0520](#) Notification of reappointments to the West Allis Community Improvement Foundation, Inc.
77. [2019-0486](#) Reappointment by Mayor Devine of Ms. Danielle Romain as a member of the West Allis Police & Fire Commission, her five-year term to expire July 1, 2024.
78. [2019-0519](#) Appointment by Mayor Devine of Kimberly Cosby as a member of the West Allis Police & Fire Commission, her term to expire May 1, 2022.

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.

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.