



City of West Allis

Meeting Minutes

Common Council

Mayor Dan Devine, Chair

Aldersperson James W. Sengstock, Council President

Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke, Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel

Tuesday, March 15, 2011

7:04 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Mayor Devine at 7:04 p.m.

B. ROLL CALL

Present 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

Excused 1 - Kopplin

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Narlock.

Mayor Devine welcomed Troop 580.

D. PUBLIC HEARINGS

1. [R-2011-0059](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of S. 99 St. from W. Cleveland Ave. to W. Oklahoma Ave. by concrete pavement repair, sanitary sewer relay, building services and utility adjustments.

Sponsors: Public Works Committee

Explanation by Peter Daniels, Principal Engineer.

Appearances:

Chuck Retkowski, 2934 S. 99 St., said that the street has been a mess, and asked why the street wasn't improved when the sidewalks were done. He stated his concerns regarding those who may not be able to pay and the timing of the project since it will coincide with the fall leaf removal. He commented on patching, the cost of labor, and asked what will happen with the stones that show up in front of his house.

2. [R-2011-0058](#) Resolution relative to a Special Use Permit for Jet's Pizza, a proposed new restaurant, to be located at 9129 W. Greenfield Ave. within a portion of the multi-tenant commercial building located at 9129-35 W. Greenfield Ave.

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances:

Michael Rupp, 9110 W. Greenfield Ave., inquired about trash collection and traffic.

E. CITIZEN PARTICIPATION

Lindsey Mahn, 2131 N. 52 St., and James Mejchar, 3200 S 116 St., commented on Relay For Life and said the kickoff will be on April 5th. Lindsey described the Survivor Lap, and said the fundraising is for the American Cancer Society. The event is scheduled from July 15th to July 16th with a Christmas in July theme.

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. MISCELLANEOUS BUSINESS

Mayor's Report

Mayor Devine reported on his participation in the Dr. Seuss Hat Read Across America Day. He addressed his meeting with the Commerce Secretary to discuss economic development initiatives. Also, he announced St. Baldrick's Day for the purpose of raising funds to fight childhood cancer.

Alderspersons Comments

Ald. Roadt asked for residents who are veterans of World War II or the Korean War to contact him so that they may participate in the Memorial Day Parade.

H. AGENDA APPROVAL

that the agenda as submitted be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of March 1, 2011

J. ITEMS NOT REFERRED TO COMMITTEE

3. [2011-0130](#) Miquel Rivera communication regarding vehicle damages allegedly sustained on February 21, 2011 at 2112 S. 58 St.
4. [2011-0131](#) We Energies Notice of Claim for Damages of equipment and associated loss of electrical consumption allegedly sustained on February 3, 2011 at 5846 W. Madison St.
5. [2011-0132](#) Craig Pitman communication regarding vehicle damages allegedly sustained on February 26, 2011 at Fire Station #2.
6. [2011-0133](#) Alex Palokonis request for refund of towing charges which allegedly occurred at 930 S. 73 Street on February 16, 2011

Passed The Block Vote

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 7:28 p.m. Upon returning from recess at 8:19 p.m., and the roll call being taken, there were:

Present 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel
Excused 1 - Kopplin

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

7. [R-2011-0057](#) Resolution relative to accepting the proposal of Unitrends to provide a sole source data protection unit for the total net sum of \$15,144.00.

Sponsors: Administration & Finance Committee

Attachments: [Sole Source Request.Unitrends.pdf](#)

8. [R-2011-0060](#) Resolution approving an amendment to the Community Development Block Grant (CDBG) Program for the S. 70 St. Development Project.

Sponsors: Administration & Finance Committee

9. [R-2011-0062](#) Resolution approving an amendment to the Community Development Block Grant (CDBG) Program FY2010, West Allis Business Improvement District activity.

Sponsors: Administration & Finance Committee

City Attorney Claim Report

10. [2005-0565](#) Amended Summons and Complaint in the matter of CITIBANK, N.A., v. CITY OF WEST ALLIS DEPARTMENT OF DEVELOPMENT, HOUSING DIVISION, ET AL.

11. [2008-0188](#) Notice of Circumstances of Claim submitted by Michael D. Leffler, Action Law Offices, S.C., on behalf of Ngan Le, regarding injuries and damages allegedly sustained at or near 8501 W. Greenfield Ave., on January 30, 2008.
12. [2010-0650](#) Oliver F. Gardipee communication regarding vehicle damages allegedly sustained at 601 S. 12 St. on October 13, 2010.
13. [2011-0004](#) Linda Osborn communication regarding damages allegedly sustained on December 1, 2010 at 2187 S. 92 St.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

18. [R-2011-0065](#) Resolution extending the professional services contract with AECOM (formally Earth Tech) to provide consulting services relative to stormwater plan reviews in compliance with DNR NR151 & NR216 and MMSD's Chapter 13 rules for a sum not to exceed \$10,000.

Sponsors: Public Works Committee

Aye: 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

PUBLIC WORKS COMMITTEE

14. [R-2011-0054](#) Resolution relative to accepting the proposal of Neenah Foundry Co. for furnishing and delivering cast iron manholes and catchbasins for a total sum of \$178,892.00.

Sponsors: Public Works Committee

Attachments: [1119 Catch Basins & Frames tabulation.pdf](#)

15. [R-2011-0055](#) Resolution relative to accepting the proposal of various suppliers for furnishing and delivering chimney seals, valves, water boxes and extensions for a total sum of \$157,510.47.
- Sponsors:* Public Works Committee
- Attachments:* [1121 Water Valves & Accessories.pdf](#)
16. [R-2011-0063](#) Resolution to approve bid of Willkomm Excavating & Grading, Inc. for installation of concrete curb and gutter, concrete pavement, miscellaneous walk repair, driveway replacement, sanitary sewer relay, storm sewer relay, storm sewer, water main relay, building services and utility adjustments in W. Grant St. from S. 84th St. to S. 90th St., S. 85th St. from W. Becher St. to W. Grant St. and S. 86 St. from W. Becher St. to W. Grant St. within the City of West Allis, in the amount of \$1,805,692.92.
- Sponsors:* Public Works Committee
- Attachments:* [2011-6 Bid Results.pdf](#)
17. [R-2011-0064](#) Resolution to approve bid of Visu-Sewer, Inc. for installation of sanitary sewer lining, sanitary sewer spot lining, sewer/manhole grouting and manhole lining in various locations within the City of West Allis, in the amount of \$290,348.00.
- Sponsors:* Public Works Committee
- Attachments:* [2011-5 BID RESULTS.pdf](#)
19. [R-2011-0059](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of S. 99 St. from W. Cleveland Ave. to W. Oklahoma Ave. by concrete pavement repair, sanitary sewer relay, building services and utility adjustments.
- Sponsors:* Public Works Committee
20. [R-2011-0061](#) Final Resolution authorizing public improvement by concrete pavement repair, sanitary sewer relay, building services and utility adjustments in S. 99 St. from W. Cleveland Ave. to W. Oklahoma Ave. and levying special assessments against benefited properties.
- Sponsors:* Public Works Committee

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE**New Matters for Introduction**

21. [R-2011-0056](#) Resolution amending a professional services contract with Symbiont for the preparation of demolition specifications, oversight and asbestos assessment for the former Teledyne property located at 1910 S. 53 St. in the amount of \$48,990.

Sponsors: Safety & Development Committee

22. [R-2011-0058](#) Resolution relative to a Special Use Permit for Jet's Pizza, a proposed new restaurant, to be located at 9129 W. Greenfield Ave. within a portion of the multi-tenant commercial building located at 9129-35 W. Greenfield Ave.

Sponsors: Safety & Development Committee

23. [2011-0084](#) Special Use Permit applications to establish a new restaurant, Jet's Pizza at 9129 W. Greenfield Ave. within a portion of the multi-tenant commercial building located at 9129-35 W. Greenfield Ave., submitted by Terri Stevens, LS Architecture and William Pat Waple, WJ Pizza, LLC applicant.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

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

24. [2011-0140](#) Director of Building Inspections and Neighborhood Services communication regarding M & M Motors, Inc., Michael L. Tripi, Agent, Used Vehicle Dealer License, d/b/a M & M Motors, Inc. at 911 S. 108 St.

Attachments: [BINS Comm M & M Motors.pdf](#)

25. [2011-0134](#) Video/Cable Communications Coordinator communication regarding recommendations for Fourth quarter report and funding for public access operations for the West Allis Community Communications Corporation (WACCC).

Attachments: [Cable Comm Dir communication.pdf](#)

26. [2011-0135](#) Video/Cable Communications Coordinator communication regarding recommendations for Fourth quarter report and funding for educational access operations for the WA/WM School District.

Attachments: [Educational Access.pdf](#)

27. [2011-0122](#) 2011-2012 Mobile Home Park License applications.
License application nos. 287-289 & 292 granted.
28. [2011-0123](#) 2011-2012 Used Vehicle Dealer License application(s).
License application nos. 26, 238, 254, 272, 276, 278, 976, 1046, 1585, and 1734 granted.
29. [2011-0124](#) Tavern Operator License applications.
*2010-2011 License application nos. 609, 613, and 615 granted
2010-2012 License application nos. 271 and 274 granted.*
30. [2011-0127](#) Police Department report regarding tavern violations/calls for service for the month of February 2011.

Attachments: [Police Rept February 2011.pdf](#)

31. [2011-0128](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2010-2011 Class B Tavern License no. 956, Tavern Entertainment-Special License no. 959, and Dance Hall License no. 958, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: February 20, 2011).
Held in License & Health Committee during recess.
32. [2011-0126](#) Police Department Report involving Night Court, 7127 W. National Ave. (2010-2011 Class B Tavern License no. 1594 of Parops, LLC, Hans T. Anderson, Agent, Incident Date: February 13, 2011).
Held in License & Health Committee during recess.
33. [2011-0125](#) Police Department Report involving Mugshotz, 1902 S. 68 St. (2010-2011 Class B Tavern License no. 1380, Dance Hall License no. 1382 and Instrumental Music License no. 1383 of Mugshotz, Inc., Gregory J. Steffek, Agent, Incident Date: February 10, 2011).
Held in License & Health Committee during recess.
34. [2011-0129](#) Police Department Report regarding violations of the Wisconsin Indoor Clean Air Act Smoking Ban for the month of February 2011 involving one (1) West Allis businesses (2010-2011 Class B Tavern License no. 786, and Dance Hall License no. 788 of The Network, LLC., Jacob M. Silber, Agent, d/b/a The Network, 9541 W. Cleveland Ave., Incident Date: February 3, 2011, 1st Offense).
35. [2011-0136](#) 2010-2011 Tavern Operator License application no. 11-610 of Edward L. Kowalski.
Held in License & Health Committee during recess.
36. [2011-0137](#) 2010-2011 Tavern Operator License application no. 11-614 of Jessie G. Plymesser.
Held in License & Health Committee during recess.
37. [2011-0138](#) 2010-2011 Tavern Operator License application no. 11-611 of Paul Hernandez.
Held in License & Health Committee during recess.

38. [2011-0139](#) 2010-2011 Tavern Operator License application no. 11-612 of Emmanuel Duncan.
Held in License & Health Committee during recess.
39. [2011-0118](#) 2010-2011 Tavern Operator License application no. 11-608 of Jared J. Blinkiewicz.
Held in License & Health Committee during recess.
40. [2011-0114](#) 2010-2011 Combination Class A Liquor License application no. 1753 of Dolgencorp, LLC, Cynthia Sayles-Albers, Agent, d/b/a Dollar General Store 10891, for premises located at 7100 W. Lincoln Ave. (new-nonexisting).
based on municipal quota
41. [2011-0072](#) Police Department Report involving Dopp's Bar & Grill, 1753 S. 68 St. (2010-2011 Class B Tavern License no. 1490, Dance Hall License no. 1492, and Instrumental Music License no. 1491 of Doppelgangers, Inc., Tammy L. Dopp, Agent, Incident Date: January 24, 2011)

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

ADVISORY COMMITTEE

42. [O-2011-0009](#) An Ordinance to Repeal and Recreate Section 3.04 of the West Allis Revised Municipal Code Relating to the Order of Business for Common Council Meetings.
Sponsors: Advisory Committee
43. [O-2011-0010](#) An Ordinance to Repeal and Recreate Subsection 3.05(4) of the West Allis Revised Municipal Code Relating to Decorum and Points of Order During Common Council Meetings.
Sponsors: Advisory Committee
44. [R-2011-0052](#) Resolution Relative to Amending the City of West Allis Policies & Procedures Manual No. 302, Subsection 5.2.1 General Policies-Order of Business.
Sponsors: Advisory Committee
Attachments: [Microsoft Word - Amend PP-Subsec 5 2 1-Order of Business.pdf](#)
Attachment amended.

- 45. [R-2011-0053](#) Resolution Relative to Amending the City of West Allis Policies & Procedures Manual No. 303, Section 5.2.8 Relative to Decorum and Signs and Section 5.2.9 Relative to Points of Order and Seeking City Attorney's Advice.

Sponsors: Advisory Committee

Attachments: [Microsoft Word - Amend P&P-Sec 303-Presiding Officer-5.2.8&9.pdf](#)

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel

No: 0

N. OTHER MATTERS RELATING TO THE AFFAIRS AND GOVERNMENT OF THE CITY WHICH MAY PROPERLY BE BROUGHT BEFORE THE COMMON COUNCIL

None.

O. ADJOURNMENT

to adjourn at 8:27 p.m., with the next regularly scheduled meeting to be held on April 5, 2011, 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.