

City of West Allis Meeting Minutes

Common Council

Mayor Jeannette Bell, Chair

Alderperson James W. Sengstock, Council President

Alderpersons: 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, October 16, 2007

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Mayor Bell at 7:00 p.m.

B. ROLL CALL

Present 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

Excused 1 - Reinke

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Dobrowski.

D. PUBLIC HEARINGS

1. Resolution Relative to Vacation and Discontinuance of a Portion of a Public Alley

North of West Hayes Avenue Between South 107th Street and South 108th Street.

Sponsors: Public Works Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

2. R-2007-0229 Resolution to approve the Year 2008 Operating Plan for the Downtown West Allis

Business Improvement District and to adopt the Special Assessment Method as

stated therein (Final).

Sponsors: Advisory Committee

Attachments: Special Assessment Method Year 2008.pdf

BID Operating Plan 2008.pdf

Explanation by John Stibal, Director of Development.

Appearance:

Brian Preiss, Executive Director, Business Improvement District, 7231 W. Greenfield Ave., thanked the Development Department for their assistance in putting together the Business Improvement District's Operating Plan, and thanked the Council for its support of various projects in the downtown. Mr. Preiss commented on attracting and retaining businesses in the downtown.

3. R-2007-0243 Resolution relative to determination of Special Use Permit for extended hours of operation for proposed Subway restaurant, to be located within Lincoln Plaza at 2251 S. 108 St. (Tax Key No. 481-9990-001)

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

R-2007-0244 4.

Resolution relative to determination of Special Use Permit for proposed transformer replacement to the existing We Energies substation, located at 13** S. 116 St. (Tax Key Nos. 445-0608-000 and 445-0609-000)

Sponsors:

Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearance:

William Halliburton, 1352 S. 116 St., addressed landscaping for the property. He inquired about emission testing in the area.

R-2007-0245 5.

Resolution relative to determination of Special Use Permit for proposed Beijing Foot & Body Massage to be located within a portion of the Plaza 100 shopping center at 2727 S. 108 St. (Tax Key No. 520-0003-000)

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

R-2007-0242 6.

Resolution relative to determination of Special Use Permit for proposed Shawna's Pub & Grub bar and restaurant, to be located at the former Doyle's Milwaukee Inn at 1101-03 S. 60 St. (Tax Key No. 439-0154-000)

Sponsors: Safety & Development Committee

Explanation by John Stibal, Director of Development.

Appearances: None.

7. 2007-0643 On the 2007-2008 Class B Tavern License appl. no. 1334 of WheatCo Enterprises, LLC, Shawna M. Fischer, Agent, d/b/a Shawna's Pub & Grub, for premises located at 1101 S. 60 St. (new-nonexisting) in regard to exceeding the quota.

Explanation by Paul Ziehler, City Administrative Officer, Clerk/Treasurer.

Appearances:

Michael Worske, 1935 S. 91 St., commented on the building being vacant for over a year. He reviewed the plan, and stated that the project offered an opportunity for the corner to be improved.

Shawna Fischer, 1215 S. 47 St., proposed property buyer. She stated that her intention is to

run the business as a restaurant, and enhance S. 60 St. with the exterior improvements to the building.

8. 2007-0644

On the 2007-2008 Class B Tavern License appl. no. 1330 of Andrea's Pizza & Restaurant, Inc., Landi Feto, Agent, d/b/a Andrea's Pizza & Restaurant for premises located at 7520 W. Oklahoma Ave. (new-nonexisting) in regard to exceeding the quota.

Explanation by Paul Ziehler, City Administrative Officer, Clerk/Treasurer.

Appearances: None.

9. 2007-0645

On 2007-2008 Combination Class A Liquor License application no. 1323 of Aldi, Inc. (Wisconsin), Thomas P. Waldoch, Agent, d/b/a Aldi #10 for premises located at 1712 S. 108 St. (new-nonexisting) in regard to exceeding the quota.

Explanation by Paul Ziehler, City Administrative Officer, Clerk/Treasurer.

Appearance:

Thomas P. Waldoch, 436 S. 86 St., Manager of Aldi, #10, addressed the responsibility of upholding all statutes regarding alcohol sales. He commented on the economic impact of having a license. He stated that his customers would find it advantageous to buy food and wine all at once, and not have to go elsewhere outside of West Allis for purchases.

E. CITIZEN PARTICIPATION

Brian Preiss, Executive Director, Business Improvement District, 7231 W. Greenfield Ave., reported on the Classic Car Show. He said additional photos of the event can be found on the Business Improvement District's website. Mr. Preiss commented on the Meet & Treat, Christmas Parade, Breakfast with Santa, Award Ceremony, Community Sing-along and Christmas Tree Lighting.

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

Mayor Bell announced that the following Committees would meet during recess: Committee of the Whole, Administration & Finance, Public Works, Safety & Development, License & Health, and Advisory.

G. MISCELLANEOUS BUSINESS

Mayor's Report

Public Events:

Attended:

Downtown West Allis Classic Car Show and Award Ceremony; 75th Anniversary Celebration of Poblocki Sign Company; Senior Center's 25th anniversary event; and Historic Society's annual dinner.

Mayor Bell participated in Disability Awareness Day along with other mayors by spending the day in a wheelchair.

Made soup packages that are now on sale in the Mayor's office. The soup supports the activities of the Historical Commission.

Intergovernmental:

Attended the League of Municipalities Conference in Milwaukee.

Announcements:

Budget Town Hall meeting is scheduled for Wednesday, October 17th at 7:00 p.m. Flu shots are now available, and additional information can be obtained from the Health Department.

The Mayor is working on a media and fundraising campaign for the last push for contributions to support the public space, the Centennial Plaza Park.

The Community Improvement Foundation's annual Breakfast of Thanks and Giving is scheduled for November 19th, and tickets are now available.

Alderpersons Comments

None.

H. AGENDA APPROVAL

that the agenda as submitted be accepted with correction to item 17 to be "Unanimously Recommended to Place on File"

A motion was made by Ald. Sengstock, seconded by Ald. Dobrowski, that the agenda as submitted be accepted with correction to item 17 to be "Unanimously Recommended to Place on File". The motion carried.

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of October 2, 2007

A motion was made by Ald. Sengstock, seconded by Ald. Vitale, to approve the minutes of the regular meeting of October 2, 2007. The motion carried.

J. ITEMS NOT REFERRED TO COMMITTEE

10.	2007-0655	Report of the Municipal Judge for the months of July, August, and September 2007, consisting of all fines, costs and fees collected by the City of West Allis. Total amount collected for: July 2007 - \$112,958.59; August 2007 - \$122,849.39; and September 2007 - \$109,951.65.
11	2007-0627	This Matter was Placed on File on a Block Vote.

11.	<u>2007-0637</u>	Timothy J. Heidemann, Sr., 8918 W. Montana Ave., communication regarding
		misplaced personal property by West Allis Police Department on June 1, 2007.

This Matter was Referred for Legal Action to the City Attorney on a Block Vote.

12.	<u>2007-0638</u>	Mildred M. Perlberg, 2241 S. 79 St., communication regarding personal injury
		allegedly sustained at South 84th Street and West Greenfield Avenue on August 12,
		2007

This Matter was Referred for Legal Action to the City Attorney on a Block Vote.

13.	<u>2007-0642</u>	Patrick Krzyzewski communication regarding vehicle damage allegedly sustained at
		South 76 Street and West Lincoln Avenue on June 25, 2007.

This Matter was Referred for Legal Action to the City Attorney on a Block Vote.

14. 2007-0651 Rozga Plumbing & Heating Corporation communication regarding Sanitary Sewer Lateral Repair at 801 South 60 Street on April 11, 2007.

This Matter was Referred for Legal Action to the City Attorney on a Block Vote.

15. 2007-0656 Elaine Schmay communication regarding property damage allegedly sustained at 1214

South 76 Street on October 1, 2007.

This Matter was Referred for Legal Action to the City Attorney on a Block Vote.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

K. STANDING COMMITTEE REPORTS

ADMINISTRATION & FINANCE COMMITTEE

Reported out after recess.

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

A motion was made by Ald. Sengstock, seconded by Ald. Vitale, that the Council recess until completion of Committee meetings. The motion carried.

Thereupon, the Council took a recess at 7:42 p.m. Upon returning from recess at 8:35 p.m., and the roll call being taken, there were:

Present 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

Excused 1 - Reinke

M. NEW AND PREVIOUS MATTERS

COMMITTEE OF THE WHOLE

18. 2007-0659 Communication from Mayor Bell requesting approval for the assignment of

responsibilities regarding the Strategic Planning Process.

Attachments: CC LTR.STRATPLNG.Summary.doc

Strategic Planning Process. Assignof Resp. doc

A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Approved and Placed on File. The motion carried.

ADMINISTRATION & FINANCE COMMITTEE

16.	<u>2007-0573</u>	Comptro	oller/Manage	r of Finance s	ubmitting the	City of V	Vest Allis	Comprehensiv	re

Annual Financial Report for the year ended December 31, 2006 for review and

approval.

This Matter was Approved on a Block Vote.

17. 2007-0633 Communication from City Administrative Officer transmitting Traffic Violation &

Accident Reports for the period April 1, 2007 through June 30, 2007.

This Matter was Placed on File on a Block Vote.

19. Resolution approving refinancing terms of the Economic Development Loan with

Carol L. Bohringer, d/b/a Sammy's Red Hots & Brats, located at 10534 W.

Greenfield Ave.

Sponsors: Administration & Finance Committee

Attachments: Sammy-Loan 6-19-07-FINAL.doc

This Matter was Adopted on a Block Vote.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

PUBLIC WORKS COMMITTEE

20. O-2007-0040 An Ordinance to Amend Subsection 2.16(3) of the Revised Municipal Code Relating

to the Powers and Duties of the City Engineer.

Sponsors: Narlock

This Matter was Passed on a Block Vote.

21. Resolution Granting a Privilege for Encroachment (Major) to New Owner

Ziegler-Wisconsin 16, LLC for property located at 7220 West National Avenue.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

Public Hearing Item (Public Works Committee)

22. Resolution Relative to Vacation and Discontinuance of a Portion of a Public Alley

North of West Hayes Avenue Between South 107th Street and South 108th Street.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

23. O-2007-0035 An Ordinance to Amend Subsection 12.20(3) of the Revised Municipal Code

Relating to Allowing Certain "On-Call" Commercial Vehicles to be parked on

Residential Property.

Sponsors: Ald. Vitale

Held in Safety & Development Committee during recess.

24. O-2007-0041 An Ordinance to Amend Subsection 18.03(2)(a)(15), Repeal and Recreate Section

18.04 and Amend Section 18.05 of the West Allis Revised Municipal Code Relating to Public Nuisances, Abatement of Public Nuisances and Costs of Abatement and

Enforcement.

Sponsors: Kopplin

This Matter was Passed on a Block Vote.

25. O-2007-0039 An Ordinance to Repeal Parking Restrictions on the West Side of the 1800 Block of

S. 80 St.

Sponsors: Kopplin

This Matter was Passed on a Block Vote.

26. Resolution authorizing the Purchase and Sale Agreement between the Community

Development Authority of the City of West Allis and WEST ALLIS SENIOR

APARTMENTS, LLC, HERITAGE-6, LLC, HERITAGE-7, LLC, and

HERITAGE-8, LLC, for land located between S. 77 St. and S. 80 St. along the south side of W. National Ave. within Tax Incremental District Number Nine -

Pioneer Neighborhood Redevelopment Area.

Sponsors: Safety & Development Committee

This Matter was Adopted on a Block Vote.

27. R-2007-0246 Resolution approving a Certified Survey Map to consolidate property located at

60**, 6027-29, 6107-09, 61**, 6121-23 W. Greenfield Ave. and 1415-19 S. 60 St. to one lot of record for a proposed Walgreen's Pharmacy submitted by Dale Dobroth of LG River Tower Associates (454-0050-003, 454-0050-004,

454-0060-000, 454-0061-000, 454-0003-000).

Sponsors: Safety & Development Committee

This Matter was Adopted on a Block Vote.

28. 2007-0641 Certified Survey Map to consolidate property located at 60**, 6027-29, 6107-09,

61**, 6121-23 W. Greenfield Ave. and 1415-19 S. 60 St. to one lot of record for a proposed Walgreen's Pharmacy submitted by Dale Dobroth of LG River Tower Associates (454-0050-003, 454-0050-004, 454-0060-000, 454-0061-000,

454-0003-000).

This Matter was Placed on File on a Block Vote.

Public Hearing Items (Safety & Development Committee)

29. Resolution relative to determination of Special Use Permit for extended hours of

operation for proposed Subway restaurant, to be located within Lincoln Plaza at

2251 S. 108 St. (Tax Key No. 481-9990-001)

Sponsors: Safety & Development Committee

This Matter was Adopted on a Block Vote.

30. 2007-0590 Special Use Permit for extended hours of operation for proposed Subway restaurant,

to be located within Lincoln Plaza at 2251 S. 108 St. (Tax Key No. 481-9990-001)

This Matter was Placed on File on a Block Vote.

31. Resolution relative to determination of Special Use Permit for proposed transformer replacement to the existing We Energies substation, located at 13** S. 116 St. (Tax Key Nos. 445-0608-000 and 445-0609-000)

Sponsors: Safety & Development Committee

This Matter was Adopted on a Block Vote.

32. 2007-0518 Special Use Permit for proposed transformer addition to the existing We Energies substation, located at 13** S. 116 St. (Tax Key Nos. 445-0608-000 and 445-0609-000)

This Matter was Placed on File on a Block Vote.

33. R-2007-0245 Resolution relative to determination of Special Use Permit for proposed Beijing Foot & Body Massage to be located within a portion of the Plaza 100 shopping center at 2727 S. 108 St. (Tax Key No. 520-0003-000)

Sponsors: Safety & Development Committee

This Matter was Adopted on a Block Vote.

34. 2007-0574 Special Use Permit for proposed Special Use Permit for proposed Beijing Foot & Body Massage to be located within a portion of the Plaza 100 shopping center at 2727 S. 108 St. (Tax Key No. 520-0003-000).

This Matter was Placed on File on a Block Vote.

35. Resolution relative to determination of Special Use Permit for proposed Shawna's Pub & Grub bar and restaurant, to be located at the former Doyle's Milwaukee Inn at 1101-03 S. 60 St. (Tax Key No. 439-0154-000)

Sponsors: Safety & Development Committee

This Matter was Adopted on a Block Vote.

36. 2007-0591 Special Use Permit for proposed Shawna's Pub & Grub bar and restaurant, to be located at the former Doyle's Milwaukee Inn at 1101-03 S. 60 St. (Tax Key No. 439-0154-000)

This Matter was Placed on File on a Block Vote.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel
No: 0

LICENSE & HEALTH COMMITTEE

37. 2007-0652 Communication from Sobczak & Sitowski, LLC, d/b/a Steakhouse 100 Restaurant/Bar at 7246 W. Greenfield Ave., requesting extension of premises for Class B Tavern License no. 848 to include the banquet room at 7240-42 W. Greenfield Avenue.

This Matter was Approved on a Block Vote.

38.	2007-0461	2007-2008 Class B Tavern license renewal application no. 1278, of Sobczak & Sitowski, LLC, Cynthia J. Sobczak, Agent, d/b/a Steakhouse 100 Banquet Room, for premises located at 7240 W. Greenfield Ave.
		This Matter was Placed on File on a Block Vote.
39.	2007-0636	2007-2008 Class B Tavern license application no. 1339 of The Lunch Break LLC, Rick R. Haertl, Agent, d/b/a Tanner Paull Banquets, for premises located at 6922 W. Orchard St. (new-existing location).
		Satisfy necessary requirements within sixty (60) days.
		This Matter was Approved subject to the necessary requirement(s) on a Block Vote.
40.	2007-0639	2007-2008 Class B Tavern license application no. 1340, Instrumental Music License application no. 1341 of Zak's Pleasant Valley Inn, LLC, Zarko Zigich, Agent, d/b/a Zak's Pleasant Valley Inn, for premises located at 9801 W. Dakota St. (new-existing location).
		This Matter was Approved subject to the necessary requirement(s) on a Block Vote.
41.	2007-0635	Appointment of new agent by Mega Marts, LLC, d/b/a Pick 'n Save #6847, 6760 W. National Ave, of Daniel J. Romero (2007-2008 Combination Class A Liquor License application no. 1089).
		This Matter was Approved on a Block Vote.
42.	2007-0649	Time Warner Cable communication regarding the addition of TBS HD channel 534 effective October 2, 2007.
		This Matter was Placed on File on a Block Vote.
43.	2007-0640	2007-2008 Amusement Distributor's License applications.
		This Matter was Approved on a Block Vote.
44.	2007-0660	2008 Gun Range License renewal application.
		This Matter was Approved subject to the necessary requirement(s) on a Block Vote.
45.	2007-0657	2007-2008 and 2007-2009 Tavern Operator License applications.
		This Matter was Approved on a Block Vote.
46.	<u>2007-0650</u>	2007-2008 Tavern Operator License application no. 8-386 of Ronald D. Quartullo.
		Held in License & Health Committee during recess.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

Public Hearing Items (License & Health Committee)

47. 2007-2008 Class B Tavern license application no. 1334, Dance Hall License

application no. 1335 and Cigarette License application no. 1336 of WheatCo Enterprises, LLC, Shawna M. Fischer, Agent, d/b/a Shawna's Pub & Grub, for

premises located at 1101 S. 60 St. (new-nonexisting location).

A motion was made by Ald. Kopplin, seconded by Ald. Dobrowski, that this matter be Approved subject to the necessary requirement(s). The motion carried by the following vote:

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

48. <u>2007-0612</u> 2007-2008 Class B Tavern license application no. 1330 of Andrea's Pizza &

Restaurant, Inc., Landi Feto, Agent, d/b/a Andrea's Pizza & Restaurant, for premises

located at 7520 W. Oklahoma Ave. (new-nonexisting location).

This Matter was Denied on a Block Vote.

49. 2007-0587 2007-2008 Combination Class A Liquor License application no. 1323 of Aldi, Inc.

(Wisconsin), Thomas P. Waldoch, Agent, d/b/a Aldi #10 for premises located at

1712 S. 108 St. (new-nonexisting)

This Matter was Denied on a Block Vote.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

ADVISORY COMMITTEE

50. 2007-0653 Appointment by Mayor Bell of Steve Seston as an Adult Advisor-School

Superintendent's Designee to the West Allis Youth Commission.

Attachments: YOUTHCOMM.SESTON.doc

This Matter was Approved on a Block Vote.

51. 2007-0654 Appointment by Mayor Bell of one additional member to the West Allis Youth

Commission.

This Matter was Approved on a Block Vote.

52. <u>2007-0658</u> Legislative Committee minutes for October 9, 2007.

Attachments: 100907 LEGCMTE MIN.doc

This Matter was Placed on File on a Block Vote.

Passed The Block Vote

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Sengstock, Vitale, and Weigel

No: 0

Public Hearing Item (Advisory Committee)

53. R-2007-0229 Resolution to approve the Year 2008 Operating Plan for the Downtown West Allis

Business Improvement District and to adopt the Special Assessment Method as

stated therein (Final).

Sponsors: Advisory Committee

Attachments: Special Assessment Method Year 2008.pdf

BID Operating Plan 2008.pdf

A motion was made by Ald. Barczak, seconded by Ald. Dobrowski, that this matter be Adopted. The motion carried by the following vote:

Aye: 9 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, 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 8:45 p.m., with the next regularly scheduled meeting to be held on November 6, 2007, at 7:00 p.m

A motion was made by Ald. Sengstock, seconded by Ald. Vitale, to adjourn at 8:45 p.m., with the next regularly scheduled meeting to be held on November 6, 2007, at 7:00 p.m. The motion carried.

/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.