



# City of West Allis

## Meeting Agenda

### Common Council

7525 W. Greenfield Ave.  
West Allis, WI 53214

*Mayor Dan Devine, Chair*  
*Alderson Thomas G. Lajsic, Council President*  
*Aldersons: Gary T. Barczak, Michael J. Czaplowski, Kevin Haass,*  
*Michael P. May, Cathleen M. Probst, Rosalie L. Reinke,*  
*Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel*

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Tuesday, February 7, 2017

7:00 PM

City Hall Common Council Chambers

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#### REGULAR MEETING

#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

1. [R-2017-0017](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of W. Lincoln Avenue from Union Pacific Railroad to S. 61 Street and portions of intersecting streets by major asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair, sanitary sewer relay and utility adjustments.

*Sponsors:* Public Works Committee

2. [R-2017-0020](#) Resolution relative to determination of Special Use Permit for The Mechanics, a proposed auto repair facility, to be located at 9435 W. Lincoln Ave.

*Sponsors:* Safety & Development Committee

3. [O-2017-0007](#) Ordinance to amend subsections 12.06, 12.40 and 12.41 of the Revised Municipal Code relative to Instruction and/or Training Facility definitions and requirements.

*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 123 (Mayor's conference room)  
Advisory, Public Works, Safety & Development*

*Room 128  
License & Health, Administration & Finance*

**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**

4. [2017-0058](#) Minutes (Draft) of the Common Council regular meeting of January 17, 2017.

*Attachments:* [011717 CC Minutes.draft](#)

**J. ITEMS NOT REFERRED TO COMMITTEE**

5. [2017-0051](#) Report of the Municipal Judge for the month of December 2016, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$86,326.77.

*Attachments:* [Municipal Judge December 2016](#)

6. [2017-0061](#) Small Claims, Summons and Complaint, in the matter of Freddy Andreas Kosek vs. City of West Allis - Case No. 17SC000866.

*Attachments:* [Summons.Complaint.Kosek](#)

7. [2017-0064](#) Summons and Complaint in the matter of U.S. Bank Trust, N.A., vs Todd Fraiser, et al, regarding foreclosure of mortgage, Case No. 17CV000403.  
*Attachments:* [S&C US Bank Trust](#)
8. [2017-0066](#) Attorney Joseph A. Pickart communication on behalf of Dawes Rigging and Crane Rental, Inc. regarding a claim for refund of 2015 and 2016 personal property taxes, plus interest.  
*Attachments:* [Dawes Rigging and Crane Rental 013017](#)

## K. STANDING COMMITTEE REPORTS

### LICENSE & HEALTH COMMITTEE

*Regular meeting held on January 24, 2017. (Ald. Haass excused).*

9. [2016-0733](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave., E. Bomback & L. Bald, Partnership, Incident Date: November 8, 2016.  
*Unanimously recommended to be placed on file.*
10. [2016-0736](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave., E. Bomback & L. Bald, Partnership, Incident Date: November 14, 2016.  
*Unanimously recommended to be placed on file.*
11. [2017-0034](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave., Edward Bomback and Lonnie Bald, Partners, Incident Date: December 13, 2016.  
*Unanimously recommended to be placed on file.*
12. [2016-0737](#) Police Department Report involving Heart Breakers, 9440 W. National Ave., of Milwaukee Entertainment, LLC, Steven N. Pohlable, II, Agent, Incident Date: October 22, 2016.  
*Unanimously recommended to be placed on file.*
13. [2016-0743](#) Police Department Report involving Heart Breakers, 9440 W. National Ave., of Milwaukee Entertainment, LLC, Steven N. Pohlable, II, Agent, Incident Date: November 20, 2016.  
*Unanimously recommended to be placed on file.*
14. [2017-0033](#) Police Department Report involving One More, 7534 W. Beloit Rd., of The Spot, LLC, Christina I. Lopez, Agent, Incident Date: November 25, 2016.  
*Unanimously recommended to be placed on file.*
15. [2017-0035](#) Police Department Report involving 6500 Restaurant & Bar, 6500 W. Greenfield Ave., of JM 6500 Investments, LLC, Tonja M. Bassett, Agent, Incident Date: December 11, 2016.  
*Unanimously recommended to be placed on file.*

16. [2016-0722](#) 2016-2017 Operator's License (bartender/sales clerk) application no. 17-540 of DeAndre D. Harris.
- License & Health returned the item with no recommendation based on the following vote by the Committee to recommend to approve:*  
*Ayes: 2 - Alderpersons Czaplewski & May*  
*Noes: 2 - Alderpersons Roadt & Weigel*

#### L. MOTION FOR RECONSIDERATION

17. [2016-0740](#) Patricia Bussey communication regarding vehicle damages that allegedly sustained on November 3, 2016 at the intersection of S. 82 Street and W. Orchard Street.

*Attachments:* [P. Bussey claim](#)

#### M. COMMON COUNCIL RECESS

#### N. NEW AND PREVIOUS MATTERS

#### ADMINISTRATION & FINANCE COMMITTEE

##### New Matters for Introduction

18. [O-2017-0006](#) An Ordinance to amend Salary Ordinance No. O-2015-0059 and re-establish the salaries of election inspectors of the City of West Allis.
- Sponsors:* Administration & Finance Committee
19. [R-2017-0023](#) Resolution to approve Carlson Dettmann Compensation and Classification Study, Pay Plan, and Authorize Implementation.
- Sponsors:* Administration & Finance Committee
- Attachments:* [Compensation Study Executive Summary](#)  
[Appendix A - Pay Plan](#)  
[Appendix B - Classification Review Process](#)  
[Appendix C - Appeal Process](#)  
[Fiscal Note](#)  
[Benchmarks](#)
20. [R-2017-0022](#) Resolution to create the Service Delivery Action Team relative to the 2017-2021 Strategic Plan.
- Sponsors:* Administration & Finance Committee
21. [2017-0069](#) City Administrator report on IT Steering Committee meetings.
- Attachments:* [IT Steering Committee Meeting Minutes 01/25/2017](#)
22. [2017-0050](#) Finance Director/Comptroller submitting report for December 2016 indicating City of West Allis checks issued in the amount of \$3,821,873.83.
- Attachments:* [December Monthly Claims Report to CC](#)

23. [2017-0068](#) Communication from City Administrator transmitting Traffic Violation and Accident Reports for the period October 1, 2016 through December 31, 2016.

*Attachments:* [Communication regarding Quarter 4 2016 Traffic Violation & Accident Reports](#)

### City Attorney Claim Report

24. [2015-0816](#) Summons and Complaint, Small Claims, in the matter of Randal R. Holmes vs. City of West Allis - Case No. 15SC031269.

*Attachments:* [Claim Holmes](#)

[RHolmes](#)

*City Attorney recommended to be placed on file.*

25. [2016-0162](#) Summons and Complaint in the matter of NYMT Loan Trust 2014-RP1 vs. Gary L. Marsh, et al. regarding foreclosure of mortgage, Case No. 16CV001419.

*Attachments:* [Summons & Complaint](#)

*City Attorney recommended to be placed on file.*

26. [2016-0600](#) Peggy Bitz communication regarding damages allegedly sustained at 7725 W. Lincoln Ave. on September 12, 2016.

*Attachments:* [P. Bitz damages](#)

[P Bitz Communication 11-2-2016](#)

*City Attorney recommended to be paid and placed on file.*

27. [2016-0694](#) Mark Piotrowski communication relative to personal injuries allegedly sustained at the West Allis Farmer's Market on November 8, 2016.

*Attachments:* [Piotrowski notice of claim](#)

*City Attorney recommended denial.*

28. [2017-0021](#) Cheryl Meier communication regarding vehicle damages that were allegedly sustained on December 26, 2016 at 10826 W. Hayes Avenue.

*Attachments:* [Claim - Cheryl Meier](#)

*City Attorney recommended denial.*

### PUBLIC WORKS COMMITTEE

#### New Matters for Introduction

29. [O-2017-0005](#) An Ordinance to Repeal and Recreate Section 11.19 of the Revised Municipal Code for the City of West Allis Relating to Post-Construction Storm Water Management.

*Sponsors:* Public Works Committee

30. [R-2017-0016](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 73 Street from W. Greenfield Avenue to W. National Avenue and portions of intersecting streets by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, narrowing of pavement, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.

*Sponsors:* Public Works Committee

31. [2017-0067](#) Communication from Principal Engineer regarding Traffic Signal Removal at the Intersection of 81st and National Avenue.

*Attachments:* [2017-0067 Memorandum](#)  
[2017-0067 Traffic Study](#)

### Public Hearing Items (Public Works Committee)

32. [R-2017-0017](#) Resolution to confirm and adopt the report of the Director of Public Works/City Engineer containing the schedule of proposed assessments for improvement of W. Lincoln Avenue from Union Pacific Railroad to S. 61 Street and portions of intersecting streets by major asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair, sanitary sewer relay and utility adjustments.

*Sponsors:* Public Works Committee

33. [R-2017-0018](#) Final Resolution authorizing public improvement by major asphalt resurfacing with miscellaneous walk, miscellaneous driveway repair, sanitary sewer relay and utility adjustments in W. Lincoln Avenue from Union Pacific Railroad to S. 61 Street and portions of intersecting streets and levying special assessments against benefited properties.

*Sponsors:* Public Works Committee

### SAFETY & DEVELOPMENT COMMITTEE

#### New Matters for Introduction

34. [O-2017-0003](#) An Ordinance to Amend Subsection 6.027(3)(b) of the West Allis Revised Municipal Code Relating to Residency Restriction Exceptions for Registered Sex Offenders.

*Sponsors:* Ald. Lajsic

35. [R-2017-0021](#) Resolution approving a Purchase and Sale Agreement and Development Agreement between the Community Development Authority of the City of West Allis and Glenn Rieder, Inc., its successors and/or assigns, for development of the property located at 1960 S. 67 Pl. and 6520 W. Becher Pl.

*Sponsors:* Safety & Development Committee

36. [2017-0063](#) Communication from the Director of Building Inspection and Neighborhood Services Department regarding a rental inspection program.

*Attachments:* [SDC Communication - Rental Inspections - 1-24-17](#)

37. [2017-0080](#) Communication from the Manager of Planning and Zoning advising the Common Council of a sponsored ordinance to amend sub-sections 12.06 and 12.41 of the Revised Municipal Code relative to defining and permitting alcohol beverage sales as Special Uses within Commercial Districts.

*Attachments:* [Draft Ordinance-Alcohol Beverage Sales](#)

### Previous Matters for Consideration

38. [R-2016-0264](#) Resolution relative to determination of Special Use Permit for Gill Automotive, a proposed auto repair business, to be located at 9435 W. Lincoln Ave.

*Sponsors:* Safety & Development Committee

39. [2016-0622](#) Special Use Permit for Gill Automotive, a proposed auto repair business, to be located at 9435 W. Lincoln Ave.

### Public Hearing Items (Safety & Development Committee)

40. [R-2017-0020](#) Resolution relative to determination of Special Use Permit for The Mechanics, a proposed auto repair facility, to be located at 9435 W. Lincoln Ave.

*Sponsors:* Safety & Development Committee

41. [2017-0019](#) Special Use Permit for The Mechanics, a proposed auto repair facility, to be located at 9435 W. Lincoln Ave.

42. [O-2017-0007](#) Ordinance to amend subsections 12.06, 12.40 and 12.41 of the Revised Municipal Code relative to Instruction and/or Training Facility definitions and requirements.

*Sponsors:* Safety & Development Committee

43. [2017-0024](#) Communication from the Manager of Planning & Zoning advising the Common Council of an upcoming proposed Ordinance to amend subsections 12.06, 12.40 and 12.41 of the Revised Municipal Code relative to Instruction and/or Training Facility definitions and requirements.

*Attachments:* [Draft Ordinance - Instructional Facilities](#)

### LICENSE & HEALTH COMMITTEE

#### New Matters for Introduction

44. [O-2017-0004](#) An Ordinance to Create Subsection 9.02(5)(b)2m of the West Allis Revised Municipal Code Relating to the Extension of Premises to the Farmers Market for Sale of Beer and Wine.

*Sponsors:* Ald. Roadt

45. [2017-0053](#) Mega Marts, LLC communication regarding notice of change of liquor agent at the Pick 'n Save #6847 located at 6760 W. National Ave., dated January 19, 2017.

*Attachments:* [Change of Agent comm.](#)

46. [2017-0065](#) Appointment of new agent, Keila G. Escudero, by Mega Marts, LLC, d/b/a Pick ‘n Save #6847 located at 6760 W. National Ave.
47. [2017-0054](#) License Applications.
- 2016-2017 & 2016-2018 Operator’s License (bartender/sales clerk) applications:  
Natalie R. Laughrin, Abigail A. Higgins, Thomas P. Guenther, Kelly M. Lemon, Hannah Retterath,  
Jill Marie Smith, Danielle A. Savard, Catherine M. Savard, Christopher J. Starr, and Carly A.  
Wall.*
- Adult-Oriented Establishment Operator Permit(s) application:  
Emily A. Frigge.*
- 2016-2017 Special B Beer & Wine License application:  
Mary Queen of Heaven. 2322 S. 106 St.  
Saturday, February 25, 2017 5:00 p.m. to 11:00 p.m. (2nd application, Beer & Wine).*
- 2016-2017 Used Vehicle Dealer License application:  
D&F Auto Group, Inc., d/b/a D&F Auto Group Inc., 5730 W. Lincoln Ave.*
48. [2017-0059](#) John Becker Complaint & Affidavit regarding Trailblazing Auto Sales LLC, not operating for more than thirty (30) days, and no longer having control of the premises located at 5730 W. Lincoln Ave. (Used Vehicle Dealer License no. 16-2300).
- Attachments:* [Complaint & Affidavit Trailblazing Auto Sales](#)
49. [2017-0037](#) Police Department report regarding tavern violations/calls for service for the months of December 2016, and two (2) additional from November 2016.
- Attachments:* [PD violations/calls Nov. & Dec. 2016](#)
50. [2017-0038](#) Police Department Report involving Heart Breakers, 9440 W. National Avenue, of Milwaukee Entertainment, LLC, Steven N. Pohlable, II, Agent, Incident Date: November 24, 2016.
51. [2017-0039](#) Police Department Report involving Remedy Bar, 1309 S. 60 St., of LeLe's Whiskey Corner, LLC, Erwin C. Magritz, Agent, Incident Date: November 27, 2016.
52. [2017-0040](#) Police Department Report involving Fiddlers Green, Inc., 6108 W. Burnham Street, of Fiddlers Green, Inc., Sandra J. Piotrowski, Agent, Incident Date: December 7, 2016.
53. [2017-0041](#) Police Department Report involving R&K Entertainment Enterprises LLC, 1454 S. 92 St., Slurp-n-Burb, Robert M. Lucas, Agent, Incident Date: December 7, 2016.
54. [2017-0042](#) Police Department Report involving Boosters West LLC, 7731 W. Becher St., Boosters West, Keith P. Randolph, Agent, Incident Date: December 8, 2016.
55. [2017-0043](#) Police Department Report involving Scooter's Tap, 9000 W. National Ave., Jerry C. Ulrich, Incident Date: December 21, 2016.
56. [2017-0044](#) Police Department Report involving Kip’s Inn, 837 S. 108 St., of Kip’s Inn, Inc., Gina M. Jaeckel, Agent, Incident Date: December 23, 2016.



57. [2017-0045](#) Police Department Report involving The Shooters Shop, 2465 S. 84 St., of The Shooters Shop, Inc., Kevin M. Nugent, Agent, Incident Date: November 27, 2016.
58. [2017-0047](#) Police Department Report regarding December 30, 2016 Tobacco Compliance Check involving thirteen (13) West Allis businesses, resulting with none selling tobacco to an underage person without requesting identification.
59. [2017-0049](#) Police Department Report involving the premises of 6321 W. Mitchell St., Incident Date: November 26, 2016.
60. [2017-0046](#) Police Department Report involving The Shooters Shop, 2465 S. 84 St., of The Shooters Shop, Inc., Kevin M. Nugent, Agent, Incident Date: December 5, 2016.
61. [2017-0056](#) 2016-2017 Class B Beer License application no. 2403 and Class C Wine License application no. 2404 of Andrea's Pizza & Restaurant, Inc., Landi Feto, Agent, d/b/a Andrea's Pizza & Restaurant, for the premises located at 7520 W. Oklahoma Ave. (new-existing location).
62. [2017-0057](#) 2016-2017 Combination Class A Liquor License application no. 2405 of IGG, LLC, Iqbal Kuar, Agent, d/b/a Beloit Liquor & Grocery, for the premises located at 5801 W. Beloit Rd. (new-nonexisting).
63. [2017-0062](#) 2016-2017 Class B Tavern License application no. 2400 of Ponys LLC, George Poniewaz, Agent, d/b/a Shenanigans, for the premises located at 5630 W. Lincoln Ave. (new-existing location).

### Previous Matters for Consideration

64. [2017-0023](#) 2016-2017 Combination Class A Liquor License application no. 2397 of New Asian Supermarket, Inc., Jun Guo Xiao, Agent, d/b/a New Asian Supermarket, for the premises located at 10704 W. Oklahoma Avenue (new-nonexisting).
65. [2017-0032](#) 2016-2017 Operator's License (bartender/sales clerk) application no. 17-546 of Qiana P. Minor.
66. [2016-0722](#) 2016-2017 Operator's License (bartender/sales clerk) application no. 17-540 of DeAndre D. Harris.

### ADVISORY COMMITTEE

#### New Matters for Introduction

67. [R-2017-0019](#) Resolution relative to changing a part of the membership of the Block Grant Committee.  
*Sponsors:* Advisory Committee
68. [2017-0048](#) Chief of Police communication requesting permission to destroy certain records.  
*Attachments:* [2009 Record destruction comm.](#)

69. [2017-0060](#) Communication from Wisconsin Historical Society regarding State and National Register of Historic Places nomination for Kopperud Park Residential Historic District at 837-871 S. 76 St. (odd only), and 824-862 S. 77 St. (even only), and 7624 W. Walker St.
- Attachments:* [WI Historical Society comm.](#)
70. [2017-0070](#) Appointment by Mayor Devine of Eric Euteneier as a member of the West Allis Board of Appeals, his three-year term to expire May 1, 2020.
71. [2017-0071](#) Reappointment by Mayor Devine of Charlene Dempsey and Patricia Wolfe as members of the West Allis Beautification Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, their two-year terms to expire December 31, 2018.
72. [2017-0072](#) Reappointments by Mayor Devine to the West Allis Beautification Committee of Paul Bodshaug and Judith Schmidt, their two-year terms to expire December 31, 2018.
73. [2017-0073](#) Reappointments by Mayor Devine to the West Allis Community Celebrations Committee of John Maydak and Tim Meyers, their three-year terms to expire December 31, 2019.
74. [2017-0074](#) Appointment by Mayor Devine of Margaret Done as a member of the West Allis Ethics Board, her three-year term to expire June 1, 2020.
75. [2017-0075](#) Reappointment by Mayor Devine of Mary Cay Freiberg and Barbara Janusiak as members of the West Allis Board of Health, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, their two-year terms to expire January 1, 2019.
76. [2017-0076](#) Reappointments by Mayor Devine to the West Allis Board of Health of Dr. Mark Roberts and John Ragonese, their two-year terms to expire January 1, 2019.
77. [2017-0077](#) Reappointment by Mayor Devine of Barbara Hart as a member of the Historical Commission of the City of West Allis, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, her five-year term to expire December 31, 2021.
78. [2017-0078](#) Appointment by Mayor Devine of John Noll as a member of the Historical Commission of the City of West Allis, his term to expire December 31, 2018.
79. [2017-0079](#) Appointment by Mayor Devine of Ald. Cathleen Probst to the West Allis Youth Commission as an Adult Advisor-Council President Designee.

## 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.

**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.