



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, December 6, 2005

7:05 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [2005-0747](#) Special Use Application for the continued operation of the Community Based Residential Facility within West Park Place, an existing retirement community, located at 7400 W. Greenfield. Avenue. (Tax Key No. 440-0415-001)
2. [2005-0749](#) Special Use Application for Jimmy John's Restaurant, to be located within the Shoppes on 100 multi-tenant commercial building located at 2911 S. 108 St. (Tax Key No. 520-1001-000)

E. CITIZEN PARTICIPATION

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES AND COMMITTEE OF THE WHOLE

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, Committee of the Whole*

G. MISCELLANEOUS BUSINESS

Mayor's Report**Alderspersons Comments**

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the regular meeting of November 15, 2005.

J. ITEMS NOT REFERRED TO COMMITTEE

3. [2005-0768](#) Kelin R. Olson, S.C., Law Offices, communication submitted on behalf of Jennifer Hellendrung regarding injuries and damages allegedly sustained on September 1, 2005, at the 1400 block of S. 92 Street.
4. [2005-0769](#) Kelin R. Olson, S.C., Law Offices, communication submitted on behalf of Annyka Hellendrung regarding injuries and damages allegedly sustained on September 1, 2005, at the 1400 block of S. 92 Street.
5. [2005-0770](#) Kelin R. Olson, S.C., Law Offices communication submitted on behalf of Morgyn Hellendrung regarding injuries and damages allegedly sustained on September 1, 2005, at the 1400 block of S. 92 Street.
6. [2005-0784](#) Teresa Wojcik communication regarding vehicle damage allegedly sustained in the 7100 block of W. Greenfield Ave. on October 10, 2005.
7. [2005-0791](#) Gary Ferranti communication regarding vehicle damage allegedly sustained at S. 95 St. and W. Greenfield Ave. on November 11, 2005.
8. [2005-0793](#) United States Postal Service communication on behalf of Daniel Ulatowski regarding injuries and damages allegedly sustained on January 17, 2004.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Regular meeting held on November 22, 2005.

9. [2005-0746](#) Time Warner Cable communication regarding rate changes to take effect December 2005.
Unanimously recommended to be placed on file.
10. [2005-0700](#) Police Department Report involving Painted Parrot, 8028 W. National Ave. (2005-2006 Class B Tavern License no. 7, Dance Hall License no. 5, Instrumental Music License no. 2, and Cigarette License no. 119 of LTL PNK HSZ, LLC, Gregory S. Barczak, Agent, Incident Date: September 1, 2005.)
Unanimously recommended to be placed on file.
11. [2005-0702](#) Police Department Report involving Painted Parrot, 8028 W. National Ave. (2005-2006 Class B Tavern License no. 7, Dance Hall License no. 5, Instrumental Music License no. 2, and Cigarette License no. 119 of LTL PNK HSZ, LLC, Gregory S. Barczak, Agent, Incident Date: September 11, 2005.)
Unanimously recommended to be placed on file.
12. [2005-0771](#) Police Department Report involving Painted Parrot, 8028 W. National Ave. (2005-2006 Class B Tavern License no. 7, Dance Hall License no. 5, Instrumental Music License no. 2, and Cigarette License no. 119 of LTL PNK HSZ, LLC, Gregory S. Barczak, Agent, Incident Date: October 30, 2005.)
Unanimously recommended to be placed on file.
13. [2005-0772](#) Police Department Report involving Kokopelli's Grub & Pub, 6001 W. Madison St. (2005-2006 Class B Tavern License no. 52, Dance Hall License no. 38, Instrumental Music License no. 15, and Cigarette License no. 87 of Kokopelli's, Inc., Antonette M. Zirnhelt, Agent, Incident Date: October 16, 2005.)
Unanimously recommended to be placed on file.
14. [2005-0773](#) Police Department Report involving HD Hideout, 6201 W. Mitchell St. (2005-2006 Class B Tavern License no. 89, Dance Hall License no. 66 and Cigarette License no. 40, HD Hideout, Inc., Carol Jackson, Agent, Incident Date: October 16, 2005).
Unanimously recommended to be placed on file.

15. [2005-0774](#) Police Department Report involving HD Hideout, 6201 W. Mitchell St. (2005-2006 Class B Tavern License no. 89, Dance Hall License no. 66 and Cigarette License no. 40, HD Hideout, Inc., Carol Jackson, Agent, Incident Date: October 28, 2005).
Unanimously recommended to be placed on file.
16. [2005-0776](#) Police Department Report regarding October 23, 2005 Tobacco Compliance Check involving fifteen (15) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2005-2006 Cigarette License no. 23 of JAS & Sant, Inc., Talwinder Soos, Agent, d/b/a County Beer & Liquor at 979 S. 60 St.)
Unanimously recommended to be placed on file.
17. [2005-0777](#) Police Department Report regarding October 23, 2005 Tobacco Compliance Check involving fifteen (15) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2005-2006 Cigarette License no. 144 of Layton Food & Gas, LLC, Tarlok Bhatia, Agent, d/b/a Becher Liquor & Beer at 2077 S. 78 St.)
Unanimously recommended to be placed on file.
18. [2005-0778](#) Police Department Reports involving Becher Beer & Liquor, 2077 S. 69 St. (2005-2006 Class A Liquor License no. 17 and Cigarette License no. 144 of Layton Food & Gas, LLC, Tarlok Bhatia, Agent, Incident Date: October 20, 2005).
Unanimously recommended to be placed on file.
19. [2005-0779](#) Police Department Report involving Korbely's, 7408 W. Walker St. (2005-2006 Class B Tavern License no. 39, Dance Hall License no. 29 and Cigarette License no. 80, Korbely's, Inc., Ralph E. Abelt, Agent, Incident Date: October 23, 2005).
Unanimously recommended to be placed on file.
20. [2005-0780](#) Police Department Report involving Thirsty's, 6833 W. National Ave. (2005-2006 Class B Tavern License no. 122, Dance Hall License no. 86 and Cigarette License no. 143, Gary J. Szuslik, Incident Date: October 27, 2005).
Unanimously recommended to be placed on file.
21. [2005-0745](#) 2005-2006 Adult-Oriented Establishment Operator License application no. 24 of Shannon L.R. Schroeder.
Unanimously recommended for approval.
22. [2005-0709](#) 2005-2006 Tavern Operator License application no. 419 of Christine Stauss.
Recommended to be approved by the following vote:
Ayes: Alderpersons Kopplin, Dobrowski, Narlock, Sengstock - 4
Noes: Alderperson Czaplewski - 1
23. [2005-0751](#) 2005-2006 Tavern Operator License application no. 432 of Kelly R. Luke.
Unanimously recommended for approval.
24. [2005-0765](#) 2005-2007 Tavern Operator License application no. 438 of Marty M. Malchow.

Unanimously recommended for approval.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

COMMITTEE OF THE WHOLE

25. [R-2005-0291](#) Resolution Approving Settlement of a Lawsuit to be Filed by the State of Wisconsin Relative to Compliance with Certain Water Pollution Control Laws.

ADMINISTRATION & FINANCE COMMITTEE

26. [R-2005-0292](#) Resolution approving Subgrantee Agreement by and between the City of West Allis and Interfaith-West Central, for support of the Frail Elderly Home Services Project funded by 2006 Community Development Block Grant Funds in the sum of approximately \$43,166.

Attachments: [DEV-R-406 Subgr-Agrmnt-Interfaith-bjb.doc](#)

27. [R-2005-0293](#) Resolution approving Subgrantee Agreement by and between the City of West Allis and the West Allis-West Milwaukee Family Resource Center, a family counseling project, funded by 2006 Community Development Block Grant Funds in the sum of approximately \$36,565.

Attachments: [DEV-R-407 Subgr-AgrmntFamRe-bjb.doc](#)

28. [R-2005-0294](#) Resolution approving Subgrantee Agreement by and between the City of West Allis and the Downtown West Allis Business Improvement District for support activities that provide services to merchants and property owners to create or retain employment opportunities within the District, funded by 2006 Community Development Block Grant Funds in the sum of approximately \$15,000.

Attachments: [DEV-R-408-Subgr-Agrmnt-DowntownBID-bjb.doc](#)

29. [R-2005-0295](#) Resolution approving Subgrantee Agreement by and between the City of West Allis and the Wisconsin Women's Business Initiatives Corporation, for support of a Micro Enterprise Development Assistance Project, funded by 2006 Community Development Block Grant Funds in the sum of approximately \$70,000.

Attachments: [DEV-R-409-Subgr-AgrmntMicroEnt-bjb.doc](#)

30. [R-2005-0296](#) Resolution approving Subgrantee Agreement by and between the City of West Allis and the Rotary Club of West Allis, for support of the Lilac Bus Project funded by 2006 Community Development Block Grant Funds in the sum of approximately \$5,000.

Attachments: [DEV-R-410-Subgr-Agrmnt-LilacBus-bjb.doc](#)

31. [R-2005-0297](#) Resolution to Transfer \$94,500 from the Contingency Fund to the Police Department Automotive Account for Advance Purchase of New Squad Cars and the Refurbishing of Used Cars.

32. [R-2005-0299](#) Resolution relative to the establishment of a hiring freeze for the City of West Allis.

33. [R-2005-0301](#) Resolution relative to renewal of the agreement with Wisconsin Community Services, Inc. for West Allis Mediation Center for 2006.

Attachments: [MEDCTR1.doc](#)
[MEDCTR2.doc](#)
[Scope of Services for Mediation Center.pdf](#)
[MEDCTR3.doc](#)

34. [R-2005-0307](#) Resolution relative to accepting the proposal of Bentley Systems Inc for providing MicroStation Select Subscription Service for a total net sum of \$8,661.00.

35. [R-2005-0308](#) Resolution relative to Agreement between the City of Green Bay, Wisconsin, and the City of West Allis, Wisconsin, to develop an intranet site for the Green Bay Police Department.

Attachments: [AGMT INTRANET SERV.GBAY 2005.doc](#)
[Scope of Work.GBay PD Intranet.pdf](#)

City Attorney Claim Report

36. [2001-0140](#) Attorney Robert C. Salzer, Brookfield, communication on behalf of Robert F. Herrick, a/k/a Robert I. Foster, regarding an overpayment of his 1997 real estate taxes by his mortgage lender, for property located at 1611 S. 92 St.

37. [2004-0683](#) Samster, Konkel & Safran, LLC communication submitted on behalf of Douglas Sopa and Maureen Klitz-Sopa regarding injuries and damages allegedly sustained at S. 86 St. and W. Lincoln Ave. on January 28, 2002.

38. [2005-0066](#) Cramer, Multhauf & Hammes, LLP, Waukesha communication regarding Petition For and Writ of Certiorari in the matter of State Ex. Rel. Kasco of Wisconsin LLP and Creekside Meadows, LLC vs. the City of West Allis.

39. [2005-0625](#) Summons and Complaint in the matter of STEPHEN L. PANLENER VS. THE CITY OF WEST ALLIS, ET AL., Case No. 05SC029508.

40. [2005-0661](#) Thomas M. Christian communication regarding injuries allegedly sustained at 1559 S. 65 St. on August 4, 2005.

41. [2005-0666](#) James A. Ouimet communication regarding vehicle damage allegedly sustained in the 2200 block of S. 96 St. on August 31, 2005.

PUBLIC WORKS COMMITTEE

42. [R-2005-0298](#) Resolution to Approve a Purchase and Sale Agreement Between Menard, Inc. and the City of West Allis for a Portion of Vacated West Arthur Avenue at South 109th Street.
43. [R-2005-0300](#) Resolution relative to accepting the proposal of Earth Tech to provide consulting services relative to the NR216 Permit compliance requirements for a sum not to exceed \$63,000.
44. [R-2005-0303](#) Resolution to approve bid of Globe Contractors, Inc. for storm sewer and jacked storm sewer on S. 56 St. from W. Mobile St. (south side) to W. Mobile St. (north side), in the amount of \$232,705.00
45. [R-2005-0306](#) Resolution Authorizing and Directing the City Engineer to Pay For Sanitary Sewer Lateral Repairs at 2037 South 79th Street in the Amount of \$11,309.62.
46. [2005-0786](#) West Allis Wesleyan Church, 2465 S. 108 St., requesting permission to hold a live Nativity in front of their church, including one (1) donkey, one (1) sheep and two (2) goats, on Friday, December 2, 2005 and Saturday, December 3, 2005.

SAFETY & DEVELOPMENT COMMITTEE

47. [O-2005-0047](#) An Ordinance to Establish Parking Restrictions on the North Side of the 11700, 11800, 11900, 12000, 12100 and 12200 Blocks of W. Oklahoma Ave., from Root River Parkway Dr. to 370 ft. E of S. 124 St.

Sponsors: Sengstock

48. [O-2005-0048](#) An Ordinance to Repeal Parking Restrictions on the West Side of the 2500 Block of S. 89 St.

Sponsors: Dobrowski and Lajsic

49. [O-2005-0049](#) An Ordinance to Establish Parking Restrictions on the South Side of the 7200 Block of W. Burnham St.

Sponsors: Ald. Weigel

50. [O-2005-0050](#) An Ordinance to Establish Parking Restrictions on the following Downtown West Allis Municipal Parking Lot: 75 Southeast

Sponsors: Ald. Weigel

51. [R-2005-0302](#) Resolution relative to amending a Professional Services Contract with Hospitality Marketers International, Inc. (HMI) in the amount of \$4,500 to determine the feasibility of a hotel at State Fair Park.
52. [2005-0787](#) Special Use Permit to amend Resolution No. R-2004-0293 relative to expanded hours of operation for Johnny V's Pizza restaurant, to be located within the Shoppes on 100 multi-tenant commercial building at 2927 S. 108 St. (Tax Key Number 520-1002-000).
53. [2005-0766](#) Police Chief communication regarding City of West Allis crime statistics and major crime report for the month of October 2005.

Public Hearing Items (Safety & Development Committee)

54. [R-2005-0305](#) Resolution relative to determination of Special Use Permit for the continued operation of the Community Based Residential Facility within West Park Place, an existing retirement community, located at 7400 W. Greenfield Ave. (Tax Key No. 440-0415-001).
55. [2005-0747](#) Special Use Application for the continued operation of the Community Based Residential Facility within West Park Place, an existing retirement community, located at 7400 W. Greenfield. Avenue. (Tax Key No. 440-0415-001)
56. [R-2005-0304](#) Resolution relative to determination of Special Use Permit for Jimmy John's Restaurant, to be located within the Shoppes on 100 multi-tenant commercial building located at 2911 S. 108 St. (Tax Key No. 520-1001-000).
57. [2005-0749](#) Special Use Application for Jimmy John's Restaurant, to be located within the Shoppes on 100 multi-tenant commercial building located at 2911 S. 108 St. (Tax Key No. 520-1001-000)

LICENSE & HEALTH COMMITTEE

58. [2005-0789](#) 2005-2006 Tavern Operator License application no. 427 of Vickie L. Wopshel.
59. [2005-0792](#) 2005-2006 Tavern Operator License application no. 428 of Dilip Patel.
60. [2005-0740](#) 2005-2006 Second Hand Dealer License application(s).
61. [2005-0764](#) 2005 Special Event Direct Sellers Permit application no. 50 of Frederick J. Fleischmann.
62. [2005-0781](#) 2005 Taxicab Driver License application no. 78 of Clarence E. Willis.
63. [2005-0782](#) 2005 Taxicab Driver License application no. 80 of Ali T. Akram.
64. [2005-0783](#) 2006 Taxicab Driver License application no. 9 of Narinder Singh.
65. [2005-0790](#) 2005 Adult-Oriented Establishment Operator Permit application no. 25 of Jesus A. Soto.
66. [2005-0785](#) Police Department report regarding tavern violations/calls for service for the month of October 2005.

67. [2005-0788](#) 2006 Taxicab Operator License renewal application(s).
68. [2005-0794](#) 2006 Taxicab Driver License application(s).
69. [2005-0767](#) 2005-2006 and 2005-2007 Tavern Operator License applications.

ADVISORY COMMITTEE

70. [2005-0069](#) Communication from City Administrative Officer regarding new City logo and slogan.
71. [2005-0796](#) Reappointments by Mayor Bell to the West Allis Block Grant Committee of Rebecca Murray and Sr. Paula Marie Jarosz, their two-year terms to expire September 1, 2007.
Attachments: [JAROSZ.BG.doc](#)
[MURRAY.BLOCK.doc](#)
72. [2005-0797](#) Reappointment by Mayor Bell of Frederick Kuolt to the West Allis Block Grant Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of Board and Commissions, his two-year term to expire September 1, 2007.
Attachments: [KUOLT.BG.doc](#)
73. [2005-0798](#) Reappointment by Mayor Bell of Michael Salfer to the West Allis Block Grant Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of Board and Commissions, his two-year term to expire September 1, 2007.
Attachments: [SALFER.BG.doc](#)
74. [2005-0799](#) Reappointments by Mayor Bell to the West Allis Commission on Aging of Frederick Kuolt and Judith Schmidt, their three-year terms to expire November 1, 2008.
Attachments: [KUOLT.AGE.doc](#)
[SCHMIDT.AGING.doc](#)
75. [2005-0800](#) Notification by Mayor Bell of reappointments to the Downtown West Allis Business Improvement District of Donald Falk, Mike Matel, and Douglas Persich, their three-year terms to expire October 10, 2008.
Attachments: [BIDAPPT2.05.doc](#)
76. [2005-0795](#) Legislative Committee minutes for November 22, 2005.
Attachments: [112205 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.