



City of West Allis

Meeting Minutes

Common Council

Mayor Dan Devine, Chair

Alderson Thomas G. Lajsic, Council President

Aldersons: Gary T. Barczak, Michael J. Czaplewski, Michael P. May,

Cathleen M. Probst, Rosalie L. Reinke, Daniel J. Roadt,

James W. Sengstock, Vincent Vitale, and Martin J. Weigel

Tuesday, November 19, 2013

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

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

B. ROLL CALL

Present 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Reinke with Boy Scout Troop 586.

D. PUBLIC HEARINGS

1. [R-2013-0255](#)

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. 59 St. from W. National Ave. to W. Burnham St. and portions of intersecting streets by concrete reconstruction with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

Explanation by Peter Daniels, Principal Engineer.

Appearances:

Theresa Waters, 1400 S. 59 St., asked about charges for Greenfield Ave. in addition to S. 59 St.

Mike Pranghofer, 1636 S. 59 St., asked about sanitary lateral replacement for the street and property, and commented on traffic concerns, enhancing the street and property values.

Tom Tousignant, 1361 S. 59 St., addressed concerns about the time span and access to the property.

Catrina Grosz, 1425 S. 59 St., inquired about sump pump flow, and supported the project.

2. [R-2013-0223](#) Resolution relative to the Vacation and Discontinuance of a portion of unimproved City alley right-of-way behind 2338-40 S. 108 St., between S. 107 St. and S. 108 St. north of W. Hayes Ave.

Sponsors: Public Works Committee

Explanation by Steve Schaer, Planning and Zoning Division Manager.

Appearances: None.

3. [R-2013-0264](#) Resolution relative to determination of Special Use Permit for Treasure Hunter's Dream, a proposed second-hand article retail store, to be located at 6768 W. Lincoln Ave.

Sponsors: Safety & Development Committee

Explanation by Steve Schaer, Planning and Zoning Division Manager.

Appearances: Mark Norman, 6762 W. Beloit Rd., commented on his plan for required things to complete, and offered his appreciation for the business support.

E. CITIZEN PARTICIPATION

Laura Perez, introduced herself as a candidate for Circuit Court Judge, Branch 32.

Municipal Judge Paul Murphy commended and congratulated Ald. Sengstock.

County Supervisor Tony Staskunas thanked Ald. Sengstock for his service to the City, and wished him the best.

Diane Brandt, 2936 S. 93 St., commented on Candy Cane Lane, and thanked Ald. Sengstock for his service to the City.

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. MAYOR'S REPORT

Mayor Devine commented on his moustache for Movember, the neighborhood cleanup for the Burnham Pointe neighborhood, the Veterans Day ceremony, the Community Breakfast of Thanks and Giving, the City's Tree Lighting and Parade, and Christmas on the Avenue.

H. ALDERPERSON'S REPORT

Ald. May announced the Michels informational meeting on November 20th.

Ald. Reinke commented on the Christmas Giving Tree honoring the veterans. She congratulated and thanked Ald. Sengstock, and wished him well on his retirement.

Ald. Sengstock thanked everyone, and offered departing comments.

Ald. Vitale commented on the friendship he has had with Ald. Sengstock, and said he was a good man and leader for the community.

I. APPROVAL OF MINUTES

to approve the minutes of the regular meeting of November 5, 2013

J. ITEMS NOT REFERRED TO COMMITTEE

4. [R-2013-0261](#) Resolution of Commendation for Alderperson James W. Sengstock.

Sponsors: Common Council

Ald. Lajsic commented on having Ald. Sengstock around, and wished him the best.

Mayor Devine offered his remarks and congratulated Ald. Sengstock.

Ald. Barczak brought in a past photo of Ald. Sengstock serving on the Common Council.

5. [2013-0665](#) Communication from James W. Sengstock, Alderperson of the Fifth District, announcing his resignation as of November 30, 2013.

Attachments: [Ald. Sengstock communication.pdf](#)

6. [2013-0649](#) Report of the Municipal Judge for the month of October 2013, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$123,236.57.

Attachments: [Mun Judge Report October 2013.pdf](#)

7. [2013-0637](#) Summons and Complaint in the matter of Wisconsin Housing and Economic Development Authority vs. Debra M. Heisler, et al regarding foreclosure of mortgage, Case No. 13CV010181.

8. [2013-0638](#) William H. McCarver Notice of Claim against Vincent Vitale, Krystal Rochol Biedrzycki, and Jenna Merten.

9. [2013-0651](#) Scott Travers communication regarding vehicle damages allegedly sustained at the West Allis Municipal Yards on November 1, 2013.

Passed The Block Vote

K. STANDING COMMITTEE REPORTS

ADMINISTRATION & FINANCE COMMITTEE

10. [2013-0606](#) 2014 City of West Allis Mayor's Recommended Budget.

Attachments: [2014 Rec Budget.pdf](#)

Motion was made by Ald. Czaplewski, seconded by Ald. Weigel to Amend the Budget by removing the proposed position of Operations Analyst/Sustainability Coordinator, and maintain the funds in a sustainability fund.

Discussion ensued regarding additional options for use of funds relative to staff recommendations, management structure, consultants, equipment and training.

The motion to Amend failed by the following vote:

Ayes: 5 - Ald. Czaplewski, Ald. May, Ald. Reinke, Ald. Roadt, Ald. Weigel

Noes: 6 - Ald. Barczak, Ald. Lajsic, Ald. Probst, Ald. Sengstock, Ald. Vitale and Mayor Devine.

11. [O-2013-0044](#) Ordinance appropriating the necessary funds for the operation and administration of the City of West Allis for calendar year 2014.

Sponsors: Administration & Finance Committee

Attachments: [ADMO.AppropOrd.Atchmt1.pdf](#)

[ADMO.AppropOrd.Atchmt2.pdf](#)

[ADMO.AppropOrd.Atchmt3.pdf](#)

[ADMO.AppropOrd.Atchmt4.pdf](#)

Passed The Block Vote

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

Thereupon, the Council took a recess at 8:14 p.m. Upon returning from recess at 9:18 p.m., and the roll call being taken, there were:

Present 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

12. [2013-0663](#) Communication from the Assistant City Engineer regarding the progress on the proposal to establish a Private Property Inflow/Infiltration Reduction Fund. (dated 11-19-13).

Attachments: [CC - Private Property Inflow Infiltration Communication.pdf](#)

Held in Administration & Finance Committee during recess.

Held in Public Works Committee during recess.

13. [O-2013-0053](#) Ordinance to Create Section 2.82 of the City of West Allis Revised Municipal Code Regarding Tax Refund Interception Program

Sponsors: Sengstock

14. [R-2013-0260](#) Resolution approving the Summary of Negotiated Settlement between the City of West Allis and the West Allis Professional Police Association (WAPPA) for 2014-2015.

Sponsors: Administration & Finance Committee

15. [R-2013-0262](#) Resolution relative to accepting the sole source proposal of Baycom for providing maintenance service on the City's E911 Rescue Star System for a total net sum of \$16,600.00.

Sponsors: Administration & Finance Committee

Attachments: [1216 E911 Service Agreement.pdf](#)

16. [R-2013-0263](#) Resolution relative to accepting the proposal of Impact Network, LLC for furnishing and delivering managed print services for a total sum of \$66,813.48.

Sponsors: Administration & Finance Committee

17. [2013-0661](#) Communication from City Administrative Officer regarding request to fill the vacant position of Municipal Library Janitor at the Public Library.

and Placed on File

18. [2013-0662](#) Communication from City Administrative Officer regarding request to fill the vacant position of Circulation Services Representative at the Public Library.

and Placed on File

Passed The Block Vote

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

PUBLIC WORKS COMMITTEE

19. [R-2013-0257](#) Resolution authorizing and directing the Director of Public Works/City Engineer to submit an Isolated Lighting Permit Application to the Wisconsin Department of Transportation for permission to install, operate and maintain lighting units on the Dakota Street Pedestrian Bridge within the limits of the IH-894 right of way.

Sponsors: Public Works Committee

Attachments: [1100-03-79 Isolated Lighting Permit - City of West Allis REV01.pdf](#)

20. [2013-0656](#) Communication from Director of Public Works/City Engineer regarding snow plowing/salting operations.

Attachments: [COMM - Snow Plowing.doc](#)

21. [R-2013-0250](#) Resolution to approve the Memorandum of Understanding by and between the County of Milwaukee and the City of West Allis relative to stormwater.

Sponsors: Public Works Committee

Held in Public Works Committee during recess.

22. [R-2013-0255](#) 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. 59 St. from W. National Ave. to W. Burnham St. and portions of intersecting streets by concrete reconstruction with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments.

Sponsors: Public Works Committee

23. [R-2013-0256](#) Final Resolution authorizing public improvement by concrete reconstruction with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments in S. 59 St. from W. National Ave. to W. Burnham St. and portions of intersecting streets and levying special assessments against benefited properties.

Sponsors: Public Works Committee

24. [R-2013-0223](#) Resolution relative to the Vacation and Discontinuance of a portion of unimproved City alley right-of-way behind 2338-40 S. 108 St., between S. 107 St. and S. 108 St. north of W. Hayes Ave.

Sponsors: Public Works Committee

Passed The Block Vote

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

- 19a. [R-2013-0267](#) Resolution to approve bid of Dakota Intertek Corp., for the demolition at the Former Yellow Freight Terminal located at 11528 W. Rogers St. in the City of West Allis, in the amount of \$208,436.00.

Sponsors: Public Works Committee

Attachments: [2013-20 Bid Results.pdf](#)

Aye: 9 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

Present: 1 - Ald. Roadt

SAFETY & DEVELOPMENT COMMITTEE

25. [O-2013-0051](#) An Ordinance to Amend Subsection 2.19(8)(b) of the West Allis Revised Municipal Code Relating to Changing the Bond Amounts of Certain Violations of the Building and Health Codes.

Sponsors: Probst and Ald. Vitale

26. [O-2013-0052](#) An Ordinance to Create Section 17.10 of the West Allis Revised Municipal Code Relating to Citation Authority.

Sponsors: Probst and Ald. Vitale

27. [2013-0654](#) Special Use Permit for Moto Union, a proposed indoor motorcycle sales showroom, to be located at 11422 W. Greenfield Ave.

Attachments: [Com-Courtyard Apts..pdf](#)
[Com-Wallner.pdf](#)

Held in Safety & Development Committee during recess.

28. [2013-0655](#) Special Use Permit for the West Allis West Milwaukee School District to establish an educational institution and school within the former Heritage Christian School located at 1300 S. 109 St.

Held in Safety & Development Committee during recess.

29. [2013-0664](#) Special Use Permit for Just Like Mommy CCC, a Child Daycare facility located at 7330 W. Lincoln Ave.

Held in Safety & Development Committee during recess.

30. [R-2013-0264](#) Resolution relative to determination of Special Use Permit for Treasure Hunter's Dream, a proposed second-hand article retail store, to be located at 6768 W. Lincoln Ave.

Sponsors: Safety & Development Committee

31. [2013-0627](#) Special Use Permit for Treasure Hunter's Dream, a proposed second-hand article retail store, to be located at 6768 W. Lincoln Ave.

Passed The Block Vote

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

LICENSE & HEALTH COMMITTEE

32. [2013-0639](#) Communication from Michael Polacheck, Agent of PNS Owners Group, LLC, 2013-2014 Class B Tavern License no. 1908, Instrumental Music License no. 1914, and Dance Hall License no. 1915 premises located at 8028 W. National Avenue regarding d/b/a name change from Painted Parrot to Monkey's Caribbean Grill.

Attachments: [MPolacheck communication.pdf](#)

33. [2013-0640](#) Communication from Susan C. Jesion, Agent of The 6500 Bar LLC, 2013-2014 Class B Tavern License no. 1642, Instrumental Music License no. 1643, and Dance Hall License no. 1644 premises located at 6500 W. Greenfield Avenue d/b/a 6500 Bar & Grill regarding entity name change from 6500 Bar LLC to The 6500 Bar LLC.

Attachments: [SJesion communication.pdf](#)

34. [2013-0648](#) Operator's License (bartender/sales clerk) applications.

2013-2015 License application nos. 374-375 and 377-378 granted.

35. [2013-0642](#) Police Department report regarding tavern violations/calls for service for the month of October 2013.

Attachments: [Police Dept Report October 2013.pdf](#)

36. [2013-0643](#) Police Department Report involving Whammy Bar, 6139 W. Beloit Rd., (2013-2014 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Kelly A. Schey, Agent, Incident Date: October 5, 2013).

Held in License & Health Committee during recess.

37. [2013-0644](#) Police Department Report involving Remedy Bar, 1309 S. 60 St. (2013-2014 Class B Tavern License no. 1733 of Lele's Whiskey Corner, LLC, Erwin C. Magritz, Agent, Incident Date: October 27, 2013).

Held in License & Health Committee during recess.

38. [2013-0645](#) Police Department Report involving Flappers, 7527 W. Becher St. (2013-2014 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: October 27, 2013).

Held in License & Health Committee during recess.

39. [2013-0646](#) Police Department Reports involving Brooklyn's, 9440 W. National Ave., (2013-2014 Class B Tavern License no. 1301, Dance Hall License no. 1303 and Tavern Entertainment-Special License no. 1302 of Cugino's Entertainment, LLC, Dominic Lalicata, Agent, two (2) Incidents on this date: October 21, 2013).
Held in License & Health Committee during recess.
40. [2013-0650](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-373 for Matthew D. Emper.
41. [2013-0620](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-365 for Cayla A. Lamoore.
42. [2013-0618](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-319 for Jessica L. Shaffer.
Held in License & Health Committee during recess.
43. [2013-0604](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-328 for Jeffrey R. Stranc.
based on second nonappearance
44. [2013-0615](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-366 for Anthony W. Bushberger.
based on Police Report
45. [2013-0623](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-335 for Sandra L. Strucel-Dzioba.
Held in License & Health Committee during recess.
47. [2013-0561](#) Department of Revenue Field Report regarding Wisconsin State Seller's Permit for Dilneet Corporation (2013-2014 Combination Class A Liquor License application no. 1080, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave., Incident Date: September 5, 2013).
Attachments: [DOR Field Report 9-17-13.pdf](#)
Held in License & Health Committee during recess.
48. [2013-0633](#) Communication from the Attorney Bangert, representing Dilneet Corporation, Rupinder K. Randhawa, Agent, requesting reconsideration of the revocation and non-renewal of the licenses and permits for West Allis, Liquor & Tobacco, premises located at 7218 W. Greenfield Ave.
Attachments: [COM. Dilneet Corp. 11-5-13.pdf](#)
49. [2013-0653](#) Communication from the Attorney Boyle, representing Samsher Singh Randhawa, Randhawa Property, LLC, regarding intentions of making an application for the premises located at 7218 W. Greenfield Ave., if the previous liquor license is revoked.
Attachments: [COM-Randhawa Property 7218 W. Greenfield Ave..pdf](#)

50. [2013-0647](#) Police Department Report involving West Allis Liquor & Tobacco, 7218 W. Greenfield Avenue (2013-2014 Combination Class A Liquor License application no. 1080 of Dilneet Corporation, Rupinder Randhawa, Agent, Incident Date: October 18, 2013).

Held in License & Health Committee during recess.

51. [2012-0003](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2011-2012 Class A Liquor License no. 1080 and Cigarette License no. 1081).

Attachments: [Summons WA Liq. & Tob. 1-3-12.pdf](#)
[Complaint WA Liq. & Tob. 1-3-12.pdf](#)

52. [2012-0575](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2012-2013 Class A Liquor License application no. 1080 and Cigarette License application no. 1081).

Attachments: [Summons WA Liq & Tob 10-23-12.pdf](#)
[Complaint WA Liq. & Tob. 10-23-12.pdf](#)

53. [2013-0652](#) Summons and Complaint in the matter of the complaint against PM Pub & Grub, Inc., Dorene J. Monty, Agent, for the premises located at 6533 W. Mitchell St., d/b/a PM Pub & Grub (2013-2014 Class B Tavern License renewal application no. 1447, Dance Hall License renewal application no. 1449, amusement devices renewal, phonograph license renewal and Food-Related renewal Permit).

Attachments: [Summons PM Pub & Grub 11-19-13.pdf](#)
[Complaint PM Pub & Grib 11-19-13.pdf](#)

Held in License & Health Committee during recess.

Passed The Block Vote

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

46. [O-2013-0047](#) Ordinance to Repeal and Recreate Section 7.035 of the City of West Allis Revised Municipal Code Relating to Excessive Noise and Vibration to Noise Control Regulation

Sponsors: License & Health Committee

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

ADVISORY COMMITTEE

54. [R-2013-0259](#) Resolution Relative to Ordering a Special Election for Aldermanic District 5.

Sponsors: Advisory Committee

Attachments: [R-2013-0259.pdf](#)

Held in Advisory Committee during recess.

55. [2013-0657](#) Appointment by Mayor Devine of Amy Heron as a member of the West Allis Police & Fire Commission, her five-year term to expire May 1, 2018.

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

56. [2013-0658](#) Appointments and Reappointments by Mayor Devine of Youth Members to the West Allis Youth Commission.
57. [2013-0659](#) Appointment by Mayor Devine of Patti Ulwelling as an Adult Advisor-School Board President's Designee to the West Allis Youth Commission.
58. [2013-0660](#) Appointment by Mayor Devine of Eric Torkelson as a member of the West Allis Plan Commission, his three-year term to expire April 30, 2017.

Passed The Block Vote

Aye: 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

No: 0

N. ADJOURNMENT

Ald. Sengstock wished a Happy Thanksgiving to all.

to adjourn at 9:25 p.m., with the next regularly scheduled meeting to be held on December 3, 2013, 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.