



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Alderson Thomas G. Lajsic, Council President

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

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

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

Tuesday, February 19, 2013

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2013-0028](#) 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. Oklahoma Ave. from S. Waukesha Rd. to S. 124 St. and portions of intersecting streets by major asphalt resurfacing, miscellaneous sidewalk repair, miscellaneous driveway repair and utility adjustments.

Sponsors: Public Works 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 118

Administration & Finance, Safety & Development, Advisory

Room 113

Public Works, License & Health

G. MISCELLANEOUS BUSINESS

Mayor's Report**Alderspersons Comments****H. AGENDA APPROVAL****I. APPROVAL OF MINUTES**

Minutes of the Common Council regular meeting of February 5, 2013.

J. ITEMS NOT REFERRED TO COMMITTEE

2. [2013-0096](#) Report of the Municipal Judge for the month of January 2013, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$124,386.10.
3. [2013-0076](#) Summons and Complaint in the matter of Wells Fargo Bank, N.A., vs Dorothy J. Delmar, et al, regarding foreclosure of mortgage, Case No. 13CV000636.
4. [2013-0085](#) Summons and Complaint in the matter of Nationstar Mortgage, LLC vs Joseph A. Hapka, et al, regarding foreclosure of mortgage, Case No. 12CV000642.
5. [2013-0103](#) Andrew Slack communication regarding vehicle damages allegedly sustained on S. 68 St. between National Avenue and Mitchell Street on February 4, 2013.
6. [2013-0108](#) Inho Lee communication regarding vehicle damages allegedly sustained at Highway 100 and W. National Ave. on February 8, 2013.

K. STANDING COMMITTEE REPORTS**SAFETY & DEVELOPMENT COMMITTEE**

Regular Meeting held on February 11, 2013.

7. [R-2013-0025](#) Resolution approving an amendment to the Project Plan for Tax Incremental District Number Three (Quad/Graphics), City of West Allis, Wisconsin.
Sponsors: Safety & Development Committee

Unanimously recommended for adoption as amended. Discussion item 2013-0079.

8. [2013-0068](#) Communication from the Director of Development relative to the Community Development Authority's favorable recommendation to support the allocation amendment to the Project Plan for Tax Incremental District Number Three.
Unanimously recommended to be placed on file. Discussion item 2013-0087.
9. [R-2013-0023](#) Resolution approving an amendment to the Project Plan for Tax Incremental District Number Seven (Summit Place), City of West Allis, Wisconsin.
Sponsors: Safety & Development Committee
Unanimously recommended for adoption. Discussion item 2013-0081.
10. [2013-0067](#) Communication from the Director of Development relative to the Community Development Authority's favorable recommendation to support the additional financing and amendment to the Project Plan for Tax Incremental District Number Seven.
Unanimously recommended to be placed on file. Discussion item 2013-0086.
11. [R-2013-0022](#) Resolution to amend the Cooperation Agreement between the City of West Allis and the Community Development Authority of the City of West Allis for Tax Incremental District Number Seven (Summit Place), City of West Allis, Wisconsin.
Sponsors: Safety & Development Committee
Unanimously recommended for adoption. Discussion item 2013-0082.
12. [R-2013-0027](#) Resolution approving a January 2013 Amendment to Summit Place Business Park amended and Restated Development Agreement.
Sponsors: Safety & Development Committee
Unanimously recommended for adoption as amended. Discussion item 2013-0083.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE AND SAFETY & DEVELOPMENT COMMITTEES:

New Matters for Introduction

13. [2013-0107](#) Communication from Alderpersons Czaplewski and Weigel regarding Common Council guidelines for use of City First Industrial Ring Enterprise (FIRE) Management Financial Resources.

ADMINISTRATION & FINANCE COMMITTEE**New Matters for Introduction**

14. [O-2013-0006](#) An Ordinance to establish the salaries of certain Miscellaneous Employees of the City of West Allis for 2013-2014.
Sponsors: Administration & Finance Committee
15. [O-2013-0007](#) An Ordinance to establish the salary ranges of certain employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional and Supervisory Service of the City of West Allis for the years 2012/2013 and 2014.
Sponsors: Administration & Finance Committee
16. [O-2013-0008](#) An Ordinance to establish the salaries of certain employees in the Health Department for 2012/2013 and 2014.
Sponsors: Administration & Finance Committee
17. [O-2013-0009](#) An Ordinance to establish the salaries of certain employees in the Engineering Department for 2012/2013 and 2014.
Sponsors: Administration & Finance Committee
18. [O-2013-0010](#) An Ordinance to Establish the Salaries of Certain Administrative and Clerical Employees for the Years 2012/2013 and 2014.
Sponsors: Administration & Finance Committee
19. [O-2013-0011](#) An Ordinance to Establish the Salaries of Certain Labor Employees for the Years 2012/2013 and 2014.
Sponsors: Administration & Finance Committee
20. [R-2013-0037](#) Resolution approving a Memorandum of Understanding to Participate in the Milwaukee County/Waukesha County Consortium for Emergency Public Health Preparedness.
Sponsors: Administration & Finance Committee
21. [R-2013-0041](#) Resolution relative to accepting the proposal of R.A. Smith National, Inc. for providing Engineering Consulting Services for a total sum not to exceed \$9,800.00.
Sponsors: Administration & Finance Committee

22. [R-2013-0042](#) Resolution relative to accepting the sole source proposal of TAPCO for 68 LED street lights in the amount of \$21,760 and authorize the appropriate city officials to purchase additional LED street lights using U.S. Department of Energy's Energy Efficiency and Conservation block grant funding in a total amount not to exceed \$100,000.
Sponsors: Administration & Finance Committee
23. [R-2013-0043](#) Resolution relative to approving the Renewal Agreement between the City of West Allis and the Aurora Employee Assistance Program for Employee Assistance Services for 2013 as well as future years.
Sponsors: Administration & Finance Committee
24. [2013-0104](#) Communication from City Administrative Officer regarding request to fill a vacant Civil Engineer position in the Engineering Department.
25. [2013-0105](#) Request from City Administrative Officer regarding request to fill an upcoming vacant position of Equipment Operator I in the Department of Public Works/Sanitation and Street Division.
26. [2013-0106](#) Communication from City Administrative Officer transmitting 2014-2018 Multi-Year Budget Forecasting Report.

Previous Matters for Consideration

27. [R-2013-0019](#) Resolution relative to accepting the sole source proposal of Business Interiors by Staples for furnishing and installing a Mohawk Information/Reference Desk System for a total net sum of \$17,535.66.
Sponsors: Administration & Finance Committee

PUBLIC WORKS AND LICENSE & HEALTH COMMITTEES

New Matters for Introduction

28. [O-2013-0005](#) An Ordinance to Amend Subsections 7.05(1)(t), 7.05(3)(a)1 and 7.05(4)(a)1 of the West Allis Revised Municipal Code Relating to Changing the Definition of "Residential Container" and to Require that all Residential Waste be Placed in Containers Purchased Through the City.
Sponsors: Vincent Vitale

PUBLIC WORKS COMMITTEE

New Matters for Introduction

29. [R-2013-0034](#) Resolution relative to accepting the proposal of Neenah Foundry Co. for furnishing and delivering cast iron manhole frames and covers for a total sum of \$98,708.00.
Sponsors: Public Works Committee
30. [R-2013-0035](#) Resolution relative to accepting the proposal of HD Supply Waterworks for furnishing and delivering fire hydrants for a total sum of \$151,200.00.
Sponsors: Public Works Committee
31. [R-2013-0040](#) Resolution relative to accepting the proposal of Ewald Automotive Group for furnishing and delivering 11 trucks for a total sum of \$274,704.00.
Sponsors: Public Works Committee
32. [R-2013-0036](#) Resolution authorizing the Director of Public Works/City Engineer to extend the agreement with AECOM Technical Services (AECOM) to provide consulting services relative to the NR216 Permit compliance requirements for 2013 for a sum not to exceed \$17,188.
Sponsors: Public Works Committee
33. [R-2013-0038](#) Resolution Authorizing and Directing the Director of Public Works/City Engineer to Sign a Lease Termination Agreement and General Release with Nextel West Corp. for Removal of Nextel's Communication Equipment on the 116th Water Tower.
Sponsors: Public Works Committee
34. [R-2013-0039](#) Resolution Authorizing and Directing the Director of Public Works/City Engineer to Pay For Sanitary Sewer Lateral Repairs at 1132 South 85th Street in the Total Amount of \$7,301.67.
Sponsors: Public Works Committee
35. [2013-0094](#) Communication from Alderman Michael May to the Zoo Interchange Team regarding the West Allis Property Impacts.
36. [2013-0097](#) Communication from the Director of Public Works/City Engineer regarding the 2014-2018 Capital Improvement Paving Program.
37. [2013-0102](#) Communication to vacate a portion of unimproved City right of way along the east side of 2338-40 S. 108 St., submitted by Teri Wagner.

Public Hearing Items (Public Works Committee)

38. [R-2013-0028](#) 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. Oklahoma Ave. from S. Waukesha Rd. to S. 124 St. and portions of intersecting streets by major asphalt resurfacing, miscellaneous sidewalk repair, miscellaneous driveway repair and utility adjustments.
Sponsors: Public Works Committee
39. [R-2013-0029](#) Final Resolution authorizing public improvement by major asphalt resurfacing, miscellaneous sidewalk repair, miscellaneous driveway repair and utility adjustments in W. Oklahoma Ave. from S. Waukesha Rd. to S. 124 St. and portions of intersecting streets and levying special assessments against benefited properties.
Sponsors: Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

40. [R-2013-0032](#) Resolution declaring Downtown West Allis . . . Third Thursday Art Crawls scheduled for May 2013 through September 2013 between 5:00 p.m. and 8:00 p.m. as a Community Event.
Sponsors: Safety & Development Committee
41. [2013-0098](#) Special Use Permit for Sammy's Taste of Chicago, a restaurant, proposed to be located at 1234 S. 108 St.
42. [2013-0099](#) Special Use Permit to extend the hours of operation for a new restaurant, the Pizza Pit, a tenant within a portion of the existing Citgo station located at 6819-21 W. Lincoln Ave.
43. [2013-0100](#) Special Use Permit for Spoons Ice Cream to be located within the mixed commercial residential use building at 6501 - 6525 W. Greenfield Ave.
44. [2013-0101](#) Special Use Permit for Integrity Family Services to establish a training facility at 6014 W. Madison St.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

45. [O-2013-0004](#) An Ordinance to Amend Subsection 9.02(5)(b)5 of the City of West Allis Revised Municipal Code Relating to Alcoholic Beverages Temporary Extension of Class B Tavern Licensed Premises for Special Events.
Sponsors: License & Health Committee
46. [2013-0093](#) 2012-2013 Secondhand Article Dealer License application no. 1943 of Shop Again, Inc., Haltham K. Hafez, Agent, d/b/a Playroom Closet for premises located at 1320 S. 108 Street.
47. [2013-0095](#) Package Goods Operator License application(s).
48. [2013-0092](#) Tavern Operator License applications.
49. [2013-0091](#) Police Department report regarding tavern violations/call for service for January 2013.
50. [2013-0088](#) Findings and Recommendations in the Matter of the Complaint Against D's Too, Inc., Pauline Ziegler, Agent relative to revocation of the Class B Beer License.
51. [2013-0089](#) Police Department Report involving The Drunken Duck, 5906 W. Burnham Ave., (2012-2013 Class B Tavern License no. 1743 and Instrumental Music License no. 1788 of Beer Garden Entertainment, LLC, Lindsey Anne Guillermo, Agent, Incident Date: January 3, 2013).
52. [2013-0090](#) Police Department Reports involving Quenchers, 7731 W. Becher St. (2012-2013 Class B Tavern License no. 1453, Dance Hall License no. 1455 and Instrumental Music License no. 1774 of Sportz Medicine, LLC, John J. Biwer, Agent, Incident Date: January 5, 2013).
53. [2013-0075](#) 2012-2013 Class B Tavern License application of Paradise Café, LLC, Amilcar A. Alarcon, Jr., Agent, d/b/a Paradise Café, for premises located at 813 S. 60 Street. (new-nonexisting location).
54. [2013-0074](#) Application of Transfer of License from Premises to Premises of 2012-2013 Class B Tavern Liquor License no. 723 of Margarita Paradise, LLC/Paradise Café, LLC, Amilcar A. Alarcon, Agent, d/b/a Margarita Paradise from 11112 W. National Ave. to 813 S. 60 St.
55. [2013-0066](#) 2012-2013 Class B Tavern License application no. 1939 and Instrumental Music License application no. 1940 of 6500 Bar and Grill, LLC, Celena M. Mooren, Agent, d/b/a 6500 Bar & Grill, for premises located at 6500 W. Greenfield Ave. (new-existing location).

56. [2013-0055](#) Summons and Complaint in the matter of the complaint against D&G Investments, LLC, Thaddeus J. Derynda and Bernie Gallas (Partners), for premises located at 10401 W. Greenfield Ave., d/b/a Mobile Estates of West Allis (2011-2012, 2012-2013 Mobile Home Park License renewal applications no. 290).
57. [2013-0054](#) Communication from Assistant City Attorney regarding Notice of Error in Name of Licensee for D&G Investments, LLC, Thaddeus J. Derynda and Bernie Gallas (Partners), (d/b/a Mobile Estates of West Allis at 10401 W. Greenfield Ave., Mobile Home Park License application no. 290).

Previous Matters for Consideration

58. [2012-0512](#) Director of Building Inspections and Neighborhood Services communication regarding the 2011-2012 and 2012-2013 Mobile Home Park License, D&G Investments, Thaddeus J. Derynda and Bernie Gallas (Partners), d/b/a Mobile Estates of West Allis at 10401 W. Greenfield Ave.

ADVISORY COMMITTEE

Previous Matters for Consideration

59. [O-2013-0003](#) An Ordinance to Create Section 2.57 of the West Allis Revised Municipal Code Relating to Requiring Attendance of Board, Commission and Committee Members.
Sponsors: Advisory Committee

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.

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.