



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Aldersperson James W. Sengstock, Council President

*Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Kurt E. Kopplin, Thomas G. Lajsic,
Richard F. Narlock, Rosalie L. Reinke, Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel*

Tuesday, May 17, 2011

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-2011-0132](#) Resolution relative to Special Use Permit for proposed café within the former Paradise Theater located at 6217 W. Greenfield Avenue.
Sponsors: Safety & Development Committee
2. [R-2011-0133](#) Resolution relative to Special Use Permit to establish Epikos Church, a religious institution to be located within the former Paradise Theater located at 6229 W. Greenfield Avenue.
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 118

Administration & Finance, Safety & Development, Advisory

Room 128

Public Works, License & Health

G. MISCELLANEOUS BUSINESS

Mayor's Report

Alderpersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of May 3, 2011.

J. ITEMS NOT REFERRED TO COMMITTEE

- 3. [2011-0279](#) State Farm Insurance Claim No. 49-5166-981 on behalf of Samantha Jeske for vehicle damage allegedly sustained on February 26, 2011 at 6510 W. Beloit Rd.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE AND PUBLIC WORKS COMMITTEES

New Matters for Introduction

- 4. [R-2011-0126](#) Resolution relative to accepting the sole source proposal of Fabco Equipment, Inc. for furnishing and delivering one (1) Caterpillar 450E Wheel Loader Backhoe with H90C Hammer for a total net sum of \$157,400.00.

Sponsors: Administration & Finance Committee and Public Works Committee

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

5. [O-2011-0016](#) An Ordinance to amend Salary Ordinance No. O-2008-0016 establishing 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 2008-2010 (Assistant Director of Building Inspection & Neighborhood Services).
Sponsors: Administration & Finance Committee
6. [R-2011-0131](#) Resolution authorizing continuation in a Consortium Agreement with Milwaukee County and the City of Wauwatosa for the purpose of continued participation in the Federal HOME Program for 2012-2014.
Sponsors: Administration & Finance Committee

City Attorney Claim Report

7. [2005-0520](#) David S. Johnson, 1236 S. 72 St., communication regarding injuries and damages allegedly sustained on March 16, 2005 at S. 75 St. and Madison St.
City Attorney recommended to placed on file.
8. [2011-0113](#) Deborah J. Chamberlain communication requesting reimbursement in the amount of \$365.00 for sewer line cleaning services at 8024 W. Grant St.
City Attorney recommended to be paid and placed on file.

PUBLIC WORKS COMMITTEE**New Matters for Introduction**

9. [O-2011-0015](#) An Ordinance to Create Subsection 7.12(9) of the West Allis Revised Municipal Code Relating to Banning Dogs at Rogers Playground.
Sponsors: Vincent Vitale
10. [R-2011-0124](#) Resolution approving the Agreement between the City of West Allis and Milwaukee County for the improvement of the W. Oklahoma Avenue Service Drive between South Stratton Drive and South 80th Street.
Sponsors: Public Works Committee

11. [R-2011-0127](#) Resolution Granting a Privilege for Encroachment (Major) to the School District of West Allis-West Milwaukee, et al. for property located at 1205 South 70th Street.
Sponsors: Public Works Committee
12. [R-2011-0130](#) Resolution relative to request for Waiver from Trans 75 Requirements for Bicycle Accommodations for South 76th Street Resurfacing Project.
Sponsors: Public Works Committee
13. [R-2011-0134](#) Resolution to approve bid of LaLonde Contractors, Inc. for the removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, utility adjustments and storm underdrain in various locations within the City of West Allis, in the amount of \$945,845.10.
Sponsors: Public Works Committee
14. [R-2011-0135](#) Resolution authorizing the Director of Public Works/City Engineer to enter into an agreement with Interstate Pump & Tank, Inc. to install a new card reader assembly and external overflow alarm and relay module for the fuel facilities at the Public Works Yard in an amount not to exceed \$20,000.
Sponsors: Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

15. [O-2011-0017](#) Ordinance to amend the official West Allis Zoning Map by rezoning the following parcel(s): from M-1 Manufacturing District (452-0417-001); from RB-2 Residence District (452-0345-000, 452-0346-000, 452-0347-000, 452-0348-001, 452-0348-002, 452-0349-000, 452-0350-000, 452-0351-000, 452-0415-000); from C-2 Neighborhood Commercial District (451-0642-006, 451-0642-005); from split-zoned M-1 Manufacturing District and RB-2 Residence District (452-0419-002); and, from split zoned C-2 Neighborhood Commercial District and M-1 Manufacturing District (451-0642-004) all to C-3 Community Commercial District.
Sponsors: Safety & Development Committee
16. [2011-0312](#) Request by Luna Jewelry, located at 5835 W. National Ave., an existing legal non-conforming secondhand jewelry business, to rescind the Ordinance, O-2010-0051, passed January 4, 2011 requiring secondhand and pawn dealers to locate in the C-4 Regional Commercial District and amending section 12.41(2), C-2 Neighborhood Commercial District, of the Revised Municipal Code to permit the sale of secondhand article dealers, secondhand jewelry dealers, and pawn brokers within the C-2 Neighborhood Commercial District.

17. [2011-0320](#) Request to amend the City's Future Land Use Map within the adopted 2030 Comprehensive Plan. The subject land use map amendment proposes to redesignate the future land use of 15** S. 83 St. (452-0415-000) from Low-Density Residential to Mixed Use.
18. [2011-0313](#) Special Use Permit to establish a restaurant/café within the West Allis/West Milwaukee School Administration Building located at 1205 S. 70 St. submitted by Deb Rouse of the West Allis/West Milwaukee School District.

Previous Matters for Consideration

19. [O-2011-0013](#) An Ordinance to Establish a 3-Way Stop (Northbound, Southbound and Westbound) at the Intersection of S. 72 St. and W. Harrison Ave.
Sponsors: Thomas G. Lajsic and Daniel J. Roadt

Public Hearing Items (Safety & Development Committee)

20. [R-2011-0132](#) Resolution relative to Special Use Permit for proposed café within the former Paradise Theater located at 6217 W. Greenfield Avenue.
Sponsors: Safety & Development Committee
21. [2011-0263](#) Special Use Permit for proposed cafe within the former Paradise Theater located at 6217 W. Greenfield Ave.
22. [R-2011-0133](#) Resolution relative to Special Use Permit to establish Epikos Church, a religious institution to be located within the former Paradise Theater located at 6229 W. Greenfield Avenue.
Sponsors: Safety & Development Committee
23. [2011-0225](#) Special Use Permit to establish Epikos Church, a religious institution, to be located within the former Paradise Theater located at 6217 W. Greenfield Ave.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

24. [2011-0271](#) 2011-2012 Class B Tavern License renewal application no. 454, Dance Hall License renewal application no. 504 and Instrumental Music License renewal application no. 1068 of LTL PNK HSZ, LLC, Gregory S. Barczak, Agent, d/b/a Painted Parrot, premises located at 8028 W. National Ave.

25. [2011-0273](#) 2011-2012 Class B Tavern License renewal application no. 1530, Instrumental Music License renewal application no. 1532 and Dance Hall License renewal application no. 1531 of Gregory S. Barczak, d/b/a 88 Keys Piano Martini Lounge, premises located at 7211 W. Greenfield Avenue.
26. [2011-0287](#) 2010-2011 Class B Tavern Special Event Permit application no. 16 of Gregory S. Barczak, d/b/a 88 Keys Piano Martini Lounge, 7211 W. Greenfield Ave. (2010-2011 Class B Tavern License no. 1530, Instrumental Music License no. 1532 and Dance Hall License no. 1531), for West Allis Ala Carte from 11:00 a.m. to 6:30 p.m. (tent on S. 72nd Street, south of W. Greenfield Ave.) to be held on June 5, 2011.
27. [2011-0286](#) 2010-2011 Class B Tavern Special Event Permit appl. no. 17 of Dog House, Inc., Thomas Lee Lipp, Sr., Agent, d/b/a Tim's Dog House, 1641 S. 68 Street, (2010-2011 Class B Tavern License no. 810 and 2010-2011 Dance Hall License no. 812) for a golf outing on June 11, 2011 from 8 a.m. to 9:00 p.m. (Fenced in Backyard).
28. [2011-0288](#) 2011-2012 Class B Tavern Special Event Permit application no. 1 of D&N Lynch, Inc., Joseph Lynch, Agent, d/b/a Lynch's, 2300 S. 108 St., (2011-2012 Class B Tavern License application no. 489, Instrumental Music License application no. 617 and Dance Hall License application no. 616) for Lynchfest, July 22, 2011 (6:00 p.m. - 11:00 p.m.), July 23, 2011 (1:00 p.m. - 11:00 p.m.), and July 24, 2011 (9:00 a.m. - 9:00 p.m.). (Tents located along S. 108 Street.)
29. [2011-0289](#) 2011-2012 Adult-Oriented Establishment Operator Permit application(s).
30. [2011-0290](#) 2011-2012 Amusement Distributor's License application(s).
31. [2011-0291](#) 2011-2012 Secondhand Article Dealer License application(s).
32. [2011-0292](#) 2011-2012 Secondhand Jewelry Dealer License application.
33. [2011-0293](#) 2011-2012 Trailer and Truck Rental License application(s).
34. [2011-0294](#) 2011-2012 Phonograph Distributor's License application(s).
35. [2011-0295](#) 2011-2012 Used Vehicle Dealer License application(s).
36. [2011-0310](#) 2011-2012 Pawn Dealer License application(s).
37. [2011-0282](#) 2011-2012 Class A Beer License renewal application(s).
38. [2011-0285](#) 2011-2012 Combination Class A Liquor License renewal application(s).

39. [2011-0281](#) 2011-2012 Class B Beer License renewal application(s).
40. [2011-0283](#) 2011-2012 Class C Wine License renewal application(s).
41. [2011-0276](#) 2011-2012 Class B Tavern, Dance Hall, Instrumental Music, and Bowling Alleys License renewal applications.
42. [2011-0284](#) Tavern Operator License applications.
43. [2011-0297](#) Police Department report regarding tavern violations/calls for service for the month of April 2011.
44. [2011-0298](#) Police Department Report regarding violations of the Wisconsin Indoor Clean Air Act Smoking Ban for the month of April 2011 involving one (1) West Allis business (2010-2011 Class B Tavern License no. 827 and Dance Hall License no. 829 of Harry O's, Inc. Harry Strahlendorf, Agent, d/b/a Harry O's 2nd Base, 6743 W. Lincoln Ave., Incident Date: April 24, 2011, 1st Offense)
45. [2011-0299](#) Police Department Reporting involving Barneks, 7411 W. Becher St., (2010-2011 Class B Tavern License no. 1060, and Dance Hall license no. 1062 of Dale J. Zbieranek, Incident Date: March 30, 2011).
46. [2011-0300](#) Police Department Report involving Las Palmas, 6007 W. Burnham St. (2010-2011 Class B Tavern License no. 1541, Dance Hall License no. 1543 and Instrumental Music License no. 1544, of ARH Enterprises, LLC, Hugo J. Juarez, Agent, Incident Date: April 1, 2011)
47. [2011-0301](#) Police Department Report involving Double Barrel Saloon, 1100 S. 60 St. (2010-2011 Class B Tavern License no. 1524, Dance Hall License no. 1526 and Instrumental Music License no. 1525, of SYRE Enterprises, LLC, Andrew M. Lomax, Agent, Incident Date: April 8, 2011)
48. [2011-0303](#) Police Department Report involving Jock Stop Sports Bar, 7930 W. National Ave. (2010-2011 Class B Tavern License no. 880 and Dance Hall License no. 882 of JOCII Enterprises, LLC, Christopher John Bitz, Agent, Incident Date: April 9, 2011).
49. [2011-0304](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2010-2011 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: April 10, 2011).

50. [2011-0305](#) Police Department Report involving Danny's Lounge, 1900 S. 60 St. (2010-2011 Class B Tavern License no. 1738, Dance Hall License no. 1740 and Instrumental Music License no. 1739 of Danny's Entertainment, Inc, Daniel R. Seiy, Agent, Incident Date: April 17, 2011).
51. [2011-0307](#) Police Department Reports involving Flappers, 7527 W. Becher St. (2010-2011 Class B Tavern License no. 797 and Dance Hall License no. 799 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Dates: April 19 & April 20, 2011).
52. [2011-0306](#) Police Department Reports involving Wild Bill's Saloon, 1454 S. 92 St. (2010-2011 Class B Tavern License no. 789 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Dates: April 17 and April 18, 2011).
53. [2011-0302](#) Police Department Reports involving Hero's Sports Pub & Grill, 9105 W. Lincoln Ave. (2010-2011 Class B Tavern License no. 1705, Dance Hall License no. 1728, and Instrumental Music License no. 1727, of International Development, LLC, Joshua J. Johnson, Agent, Incident Dates: April 9 & April 30, 2011).
54. [2011-0272](#) 2011-2012 Class B Tavern License renewal application no. 1705, Dance Hall renewal application no. 1728 and Instrumental Music renewal application no. 1727 of International Development LLC, Joshua Jay Johnson, Agent, d/b/a Hero's Sports Pub & Grill, premises located at 9105 W. Lincoln Avenue.
55. [2011-0277](#) 2011-2012 Class B Tavern License renewal application no. 1453, Dance Hall License renewal application no. 1455, and Instrumental Music renewal application no. 1774 of Sportz Medicine, LLC, John J. Biber, Agent, d/b/a Sportz Medicine II premises located at 7731 W. Becher St. (new agent).
56. [2011-0278](#) 2011-2012 Class B Tavern License renewal application no. 443 of WHG Development Company, LLC, Geoff S. Krueger, Agent, d/b/a Applebee's Neighborhood Grill & Bar premises located at 2865 S. 108 St. (new agent).
57. [2011-0280](#) 2011-2012 Class B Beer License application no. 1770 of La Cena LLC, Jann L. Martinez, Agent, d/b/a Get Them While They're Hot Tamales, at premises located at 8223 W. Becher St. (new-nonexisting location).
58. [2011-0274](#) 2011-2012 Class B Tavern License renewal application no. 1440, Instrumental Music License renewal application no. 1441, Dance Hall License renewal application no. 1442 of Czar's LLC, Timothy A. Czarnecki, Agent, d/b/a Czar's, premises located at 6901 W. Beloit Road.
59. [2011-0268](#) 2011-2013 Tavern Operator License renewal application no. 13-35 of Michele L. King.

60. [2011-0269](#) 2011-2013 Tavern Operator License renewal application no. 13-70 of Jimmie J. Jancoski.
61. [2011-0296](#) Summons and Complaint in the matter of the complaint against Mugshotz, Inc., Gregory Steffek, Agent for the premises located at 1902 S. 68 St., d/b/a Mugshotz (2010-2011 Class B Tavern License no. 1380, Dance Hall License no. 1382 and Instrumental Music License no. 1383).

Previous Matters for Consideration

62. [2011-0125](#) Police Department Report involving Mugshotz, 1902 S. 68 St. (2010-2011 Class B Tavern License no. 1380, Dance Hall License no. 1382 and Instrumental Music License no. 1383 of Mugshotz, Inc., Gregory J. Steffek, Agent, Incident Date: February 10, 2011)
63. [2011-0156](#) 2010-2011 Tavern Operator License application no. 11-620 of Kevin D. Mahnke.
64. [2011-0121](#) 2010-2011 Tavern Operator License application no. 11-624 of Benjamin A. Buss.
65. [2011-0255](#) 2010-2011 Tavern Operator License application no. 11-631 and 2011-2013 Tavern Operator License application no. 13-30 of Donna S. Burke.
66. [2011-0182](#) 2010-2012 Tavern Operator License application no. 12-285 of Courtney L. Ross.

ADVISORY COMMITTEE

New Matters for Introduction

67. [2011-0309](#) Comptroller/Manager of Finance requesting approval to destroy certain payroll and financial records. These records include payroll registers, journal entries, vouchers and back-up and other miscellaneous records, all older than 7 years, in accordance with the City's records retention policy, noted in Section 1.09 of the West Allis Revised Municipal Code.
68. [2011-0311](#) Comptroller/Manager of Finance requesting approval to destroy paper copies of 2009 accounts payable checks and back-up, and 2009 journal entries, that have been scanned and now stored electronically.
69. [2011-0315](#) Reappointment by Mayor Devine of Dr. Mark Roberts as a member of the West Allis Board of Health, his two-year term to expire January 1, 2013.

70. [2011-0316](#) Appointment by Mayor Devine of John Ragonese as a member of the West Allis Board of Health, his two-year term to expire January 1, 2013.
71. [2011-0317](#) Reappointment by Mayor Devine of Christina Radomski as a member of the West Allis Board of Appeals, her three-year term to expire May 1, 2014.
72. [2011-0318](#) Reappointment by Mayor Devine of Michael Benedict as a member of the West Allis Plan Commission, his three-year term to expire April 30, 2014.
73. [2011-0319](#) Reappointment by Mayor Devine of Helen Feuling as a member of the West Allis Plan Commission, her three-year term to expire April 30, 2014.

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.