



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, October 5, 2010

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-2010-0207](#) Resolution to approve the Year 2011 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).

Sponsors: Administration & Finance 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

Alderspersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of September 21, 2010.

J. ITEMS NOT REFERRED TO COMMITTEE

- 2. [2010-0585](#) Janet Tierney communication regarding vehicle damage allegedly sustained at 6918 W. Becher St. on September 19, 2010.
- 3. [2010-0586](#) Summons and Complaint in the matter of Oewen Loan Servicing, LLC, vs. Estate of Charles N. Webber, et al, regarding foreclosure of mortgage, Case No. 10CV015810.
- 4. [2010-0587](#) Amended Summons and Complaint in the matter of Harris N.A., vs. Joseph Hoffman, et al, regarding foreclosure of mortgage, Case No. 09CV13885.
- 5. [2010-0603](#) Mr. & Mrs. Gary Schachel communication regarding damages allegedly sustained on September 23, 2010 at 8602 W. Beloit Rd.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Regular Meeting held on September 28, 2010.

- 6. [2010-0425](#) Summons and Complaint in the matter of the complaint against LAM Enterprises, LLC, Loretta A. Matovich, Agent, for the premises located at 1101 S. 60 St., d/b/a Shawna's Pub & Grub (2009-2010 Class B Tavern License no. 1579).
Unanimously recommended to be placed on file.
- 7. [2010-0365](#) 2010-2011 Class B Tavern License renewal application no. 1579, Instrumental Music License application no. 1675, and Dance Hall License renewal application no. 1580 of LAM Enterprises, LLC, Loretta A. Matovich, Agent, d/b/a Shawna's Pub & Grub for premises located at 1101 S. 60 St.
Unanimously recommended to be placed on file.

8. [2010-0470](#) Police Department Report regarding June 5, 2010 Tobacco Compliance Check involving twelve (12) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2010-2011 Cigarette License no. 498 of Walgreens Co., Melinda M. Smyczek, Agent, d/b/a Walgreens #5231 at 10725 W. Greenfield Ave.).
Unanimously recommended to be placed on file.
9. [2010-0521](#) 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 Dates: July 2, 2010 and July 18, 2010).
Unanimously recommended to be placed on file.
10. [2010-0522](#) Police Department Report involving Jonny Hammers, 6300 W. Lincoln Ave. (2010-2011 Class B Tavern License no. 1415, Dance Hall License no. 1417 and Instrumental Music License no. 1418, of Jonny Hammers, LLC, Jon Robert Cervantes, Agent, Incident Date: July 17, 2010).
Unanimously recommended to be placed on file.
11. [2010-0548](#) Police Department Report involving Harry O's 2nd Base, 6743 W. Lincoln Ave. (2010-2011 Class B Tavern License no. 827 and Dance Hall License no. 829 of Harry O's, Inc., Harry Strahlendorf, Agent, Incident Date: August 1, 2010).
Unanimously recommended to be placed on file.
12. [2010-0559](#) 2010-2011 Tavern Operator License application no. 11-545 of Sarah A. De Keyser.
Unanimously recommended to be approved.
13. [2010-0580](#) 2010-2011 Tavern Operator License application no. 11-550 of Kathryn L. Duppler.
Unanimously recommended to be approved.
14. [2010-0533](#) 2010-2011 Tavern Operator License application no. 11-544 of Dontay S. Bentley.
Unanimously recommended to be denied based on the police report.
15. [2010-0560](#) 2010-2011 Tavern Operator License application no. 11-546 of Jocelyn M. Domurat.
Recommended to be approved by the following vote:
Ayes: 4 - Alderpersons Barczak, Czaplewski, Roadt & Sengstock
Noes: 1 - Alderperson Weigel

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS**ADMINISTRATION & FINANCE COMMITTEE****New Matters for Introduction**

16. [R-2010-0218](#) Resolution Authorizing the Issuance and Sale of Up to \$2,005,496 General Obligation Sewerage System Promissory Notes, Series 2010, and Providing for Other Details and Covenants With Respect Thereto.
Sponsors: Administration & Finance Committee
17. [2010-0605](#) Communication from City Administrative Officer regarding request to fill two vacant positions in the Department of Public Works Water Division.
18. [2010-0582](#) Comptroller/Manager of Finance submitting the report for the month of May, 2010, indicating the City of West Allis checks issued in the amount of \$2,517,059.03.
19. [2010-0583](#) Comptroller/Manager of Finance submitting the report for the month of June, 2010, indicating the City of West Allis checks issued in the amount of \$1,981,602.91.
20. [2010-0590](#) 2011 City of West Allis Mayor's Recommended Budget.

City Attorney Claim Report

21. [2007-0554](#) Elizabeth Beckwith communication regarding injuries allegedly sustained at the West Allis Farmer's Market on August 19, 2007.
City Attorney recommended to be placed on file.
22. [2007-0638](#) Mildred M. Perlberg, 2241 S. 79 St., communication regarding personal injury allegedly sustained at South 84th Street and West Greenfield Avenue on August 12, 2007.
City Attorney recommended to be placed on file.
23. [2009-0246](#) Summons and Complaint in the matter of JPMorgan Chase Bank vs. City of West Allis, et al.
City Attorney recommended to be placed on file.

Public Hearing Items (Administration & Finance Committee)

24. [R-2010-0207](#) Resolution to approve the Year 2011 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).
Sponsors: Administration & Finance Committee

PUBLIC WORKS COMMITTEE**New Matters for Introduction**

25. [R-2010-0216](#) Resolution approving the Agreement between the City of West Allis and the City of Milwaukee for the improvement of S. 76th Street at W. Pierce Street.
Sponsors: Public Works Committee
26. [R-2010-0217](#) Resolution authorizing staff to petition the Public Service Commission for a water rate increase.
Sponsors: Public Works Committee
27. [2010-0588](#) Communication from Director of Public Works/City Engineer Regarding Reducing the 2011 Special Assessment Interest Rate to 4%.
28. [2010-0589](#) Communication from Director of Public Works/City Engineer requesting permission to obtain a number of storm water easements.
29. [2010-0604](#) Communication from Director of Public Works/City Engineer regarding parking restrictions along South 60th Street from West Lincoln Avenue north to the City limits due to the reconstruction project

SAFETY & DEVELOPMENT COMMITTEE**New Matters for Introduction**

30. [O-2010-0036](#) An Ordinance to Create Subsection 9.34(9)(b) of the West Allis Revised Municipal Code Relating to Allowing Property Owner Registration Fee Discount When Filing Electronically.
Sponsors: Safety & Development Committee

31. [2010-0596](#) Special Use Permit for proposed addition to sell and lease private passenger vehicles at Heiser Chevrolet, an existing business located at 10200 W. Arthur Ave.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

32. [2010-0595](#) 2010-2011 Secondhand Article Dealer License application(s).
33. [2010-0594](#) Tavern Operator License applications.
34. [2010-0519](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2010-2011 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Agent, Incident Date: July 1, 2010).
35. [2010-0520](#) Police Department Report involving Jim's Oval Bar, 9141 W. National Ave. (2010-2011 Class B Tavern License no. 717 and Dance Hall License no. 719 of Henry Enterprises Ltd., James F. Henry, Agent, Incident Date: July 1, 2010).
36. [2010-0584](#) 2010-2011 Tavern Operator License application no. 11-552 of Cory R. Fitzpatrick.

ADVISORY COMMITTEE

New Matters for Introduction

37. [2010-0591](#) Notification of appointment and reappointments to the West Allis Community Improvement Foundation, Inc.
38. [2010-0592](#) Notification by Mayor Devine of reappointments to the Downtown West Allis Business Improvement District of Alex Geiger, Timothy Klare, and Chet Parker, their terms to expire October 10, 2013.
39. [2010-0593](#) Appointment by Mayor Devine of Tony Elskamp as an Adult Advisor-School Recreation Director's Designee to the West Allis Youth Commission.
40. [2010-0597](#) Appointment by Mayor Devine of Mr. Chris Schanz as a member of the West Allis Administrative Appeals Review Board, his two-year term to expire June 30, 2012.

41. [2010-0600](#) Appointment by Mayor Devine of Mr. Chris Porterfield as a member of the West Allis Block Grant Committee, his two-year term to expire September 1, 2012.
42. [2010-0601](#) Reappointments by Mayor Devine to the West Allis Board of Review of Winard Coley and Sharon Prindiville, their five-year terms to expire August 21, 2015.
43. [2010-0602](#) Notification by Mayor Devine of returning members to the West Allis Youth Commission.
44. [2010-0599](#) Reappointment by Mayor Devine of Catherine Narloch as a member of the West Allis Block Grant Committee, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, her two-year term to expire September 1, 2012.
45. [2010-0598](#) Reappointments by Mayor Devine to the West Allis Block Grant Committee of Ald. Tom Lajsic, Ald. Vince Vitale, Diane Brandt, Michael Plicka, Jamie Vallejo, and Don Wadewitz, their two-year terms to expire September 1, 2012.

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.